

[9 EDW. 7.]

Local Government Board's

[Ch. clxii.]

Provisional Orders Confirmation (No. 6) Act, 1909.



CHAPTER clxii.

An Act to confirm certain Provisional Orders of the Local Government Board relating to Batley and Dewsbury. A.D. 1909.

[25th November 1909.]

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereto under the provisions of the Local Government Act 1888:

51 & 52 Vict.
c. 41.

And whereas it is requisite that the said Orders should be confirmed by Parliament:

Be it therefore enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:—

1. The Orders as altered and set out in the schedule hereto shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force. Orders in schedule confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 6) Act 1909. Short title.

A.D. 1909.

SCHEDULE.

BOROUGH OF BATLEY.

Batley Order. Provisional Order made in pursuance of Sections 54 and 59 of the Local Government Act 1888.

To the Mayor Aldermen and Burgesses of the Borough of Batley; —

To the Justices of the Peace for the said Borough; —

To the Justices of the Peace for the County of the West Riding of Yorkshire in Quarter Sessions assembled; —

To the County Council of the West Riding of Yorkshire; —

To the Urban District Council of Soothill Upper; —

To the Council of the Borough of Dewsbury; —

To the Guardians of the Poor of the Dewsbury Union; —

To the Overseers of the Poor of the Township of Batley and of the Parish of Soothill Upper; —

And to all others whom it may concern.

51 & 52 Vict. c. 41. WHEREAS by Section 54 of the Local Government Act 1888 the Local Government Board are empowered to make a Provisional Order for altering the boundary of any Borough and by such order to divide or alter any electoral division;

And whereas the Borough of Batley is a Borough within the meaning of the Local Government Act 1888 and the inhabitants are a body corporate by the name of the Mayor Aldermen and Burgesses of the Borough of Batley and act by the Council of the said Borough which now consists of the Mayor (who is also a Councillor) six Aldermen and seventeen other Councillors and the said Borough is for the purposes of the election of Councillors divided into three wards;

And whereas the said Borough is co-extensive with the Township of Batley and is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council are the Urban District Council;

And whereas the said Borough has a separate commission of the peace;

2 Edw. 7. c. 42.

And whereas in pursuance of the Education Act 1902 the Council of the said Borough are the local education authority for the purposes

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of Part III. of that Act and the County Council of the West Riding of Yorkshire are the local education authority for the other purposes of that Act; A.D. 1909.
Batley Order

And whereas the unrepealed provisions of the Local Acts specified in Part I. of each of the Schedules A. and B. to this Order and of the Confirmation Acts specified in Part II. of each of the said Schedules so far as the last-mentioned Acts relate to the Orders specified in those Schedules are in force in the said Borough;

And whereas the Urban District Council for the said Borough have adopted the provisions of—

- (A) The Infectious Disease (Prevention) Act 1890;
- (B) The Public Health Acts Amendment Act 1890;
- (C) The Notification of Births Act 1907;

and those provisions are accordingly in force in the said Borough;

And whereas the Baths and Washhouses Acts 1846 to 1899 and the Public Libraries Acts 1892 to 1901 are in force in the said Borough;

And whereas the Council of the said Borough are the authority for the execution of the Burial Acts 1852 to 1906 within the Borough;

And whereas the Urban District of Soothill Upper in the County of the West Riding of Yorkshire immediately adjoins the said Borough and is co-extensive with the Parish of Soothill Upper and is subject to the jurisdiction of the Urban District Council of Soothill Upper;

And whereas the Urban District Council of Soothill Upper have adopted the provisions of—

- (A) The Infectious Disease (Prevention) Act 1890;
- (B) Part III. of the Public Health Acts Amendment Act 1890; and
- (C) The Museums and Gymnasiums Act 1891;

and those provisions are accordingly in force in the Urban District of Soothill Upper;

And whereas the said Township of Batley and the said Parish of Soothill Upper are included in the Dewsbury Union and four guardians are elected for the Township of Batley and one guardian is elected for the Parish of Soothill Upper;

And whereas in pursuance of the Education Act 1902 the said Parish of Soothill Upper forms part of the area of the County Council of the West Riding of Yorkshire as the local education authority;

And whereas two County Councillors for the County of the West Riding of Yorkshire are apportioned to the said Borough and the said Borough has accordingly been divided into two Electoral Divisions termed respectively the Batley Northern Electoral Division and the

53 & 54 Vict.
c. 34.
53 & 54 Vict.
c. 59.
7 Edw. 7.
c. 40.
9 & 10 Vict. c. 74.
10 & 11 Vict. c. 61.
41 & 42 Vict. c. 14.
45 & 46 Vict. c. 30.
59 & 60 Vict. c. 59.
62 & 63 Vict. c. 29.
55 & 56 Vict. c. 53.
56 Vict. c. 11.
1 Edw. 7. c. 19.
15 & 16 Vict. c. 85.
6 Edw. 7. c. 44.

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A.D. 1909. Batley Southern Electoral Division and the said Urban District of
Batley Order. Soothill Upper is included in the Ossett Electoral Division of the said
County ;

And whereas by virtue of the Dewsbury Joint Hospital Orders 1893 to 1907 which were duly confirmed by Parliament a hospital district which consists of certain urban districts other than the said Borough but including the Urban District of Soothill Upper has been constituted for the purposes of the provision maintenance and management of a hospital or hospitals for the reception of cases of infectious diseases ;

And whereas by the Dewsbury (Extension) Order 1909 it is provided that on the Thirty-first day of March One thousand nine hundred and ten the boundary of the Borough of Dewsbury shall be altered so as to include in addition to the area of the existing Borough of Dewsbury and the areas of the existing Urban Districts of Ravensthorpe Soothill Nether and Thornhill a part of the said Urban District of Soothill Upper and of the said Parish of Soothill Upper :

51 & 52 Vict.
c. 41. Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Local Government Act 1888 and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect :—

Definitions.

Art. I. In this Order—

- (1) The expression "the commencement of this Order" means the Thirty-first day of March One thousand nine hundred and ten ;
- (2) The expression "the existing Borough" means the Borough of Batley as it existed immediately prior to the commencement of this Order ;
- (3) The expression "the Borough" means the existing Borough as extended by this Order ;
- (4) The expression "the Corporation" means as the context requires the Mayor Aldermen and Burgesses of the existing Borough or of the Borough acting by the Council ;
- (5) The expression "the Dewsbury Corporation" means the Mayor Aldermen and Burgesses acting by the Council of the Borough of Dewsbury as extended by the Dewsbury (Extension) Order 1909 ;
- (6) The expressions "the County" and "the County Council" mean respectively the Administrative County of the West Riding of Yorkshire and the County Council of that County ;

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- (7) The expressions "the Soothill Upper District" and "the Soothill Upper Council" mean respectively the Urban District of Soothill Upper and the Urban District Council of that District; A.D. 1909.
Batley Order.
- (8) The expression "the maps" means the two maps each marked "Map of the Borough of Batley as extended 1909" and sealed with the official seal of the Local Government Board;
- (9) The expression "the added area" means that part of the Soothill Upper District which is added to the existing Borough by this Order and which is coloured green on the maps;
- (10) The expressions "the existing Township of Batley" and "the existing Parish of Soothill Upper" mean in each case the township or parish as it existed immediately prior to the commencement of this Order and the expression "the Township of Batley" means the Township of Batley as altered by this Order;
- (11) The expressions "the Act of 1888" and "the Act of 1894" mean respectively the Local Government Act 1888 and the Local Government Act 1894;
- (12) The expression "the Municipal Corporations Acts" means the Municipal Corporations Act 1882 and the Acts amending and extending the same and the expression "the Public Health Acts" means the Public Health Act 1875 and the Acts amending and extending the same;
- (13) The expression "the Local Act of 1873" means the Dewsbury and Batley Corporations (Gas) Act 1873;
- (14) The expressions "the Hospital District" and "the Hospital Board" mean respectively the Dewsbury Joint Hospital District and the Dewsbury Joint Hospital Board.

Art. II. This Order shall except so far as is otherwise herein expressly provided and so far as there may be anything in the subject-matter or context inconsistent therewith come into operation on the Thirty-first day of March One thousand nine hundred and ten: Commence-
ment of
Order.

Provided that for the purposes of the parish burgess lists and burgess roll and other lists to be made for the Borough under the Municipal Corporations Acts of the lists of county electors and the county register to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act of the lists and registers of parochial electors and any other lists or registers to be made in pursuance of the Act of 1894 and of all proceedings preliminary Date of
operation
of Order for
parish bur-
gess lists &c.
51 Vict. c. 10.

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A.D. 1909. or relating to any municipal election to be held on the ordinary day of
Batley Order. election in the year One thousand nine hundred and ten and of the
revision of the basis or standard of the county rate this Order shall
operate from the date of the Act of Parliament confirming this Order.

*Extension of
Borough.* Art. III.—(1) The boundary of the existing Borough the area
whereof is coloured pink on the maps shall be altered so as to include
in addition to the area of the existing Borough so much of the Soothill
Upper District as comprises the added area.

(2) The boundary of the Borough shall be that shown by the
red line on the maps and the whole of the area within that boundary
shall for the purposes of the Municipal Corporations Acts and for all
other purposes be the Borough.

*Deposit of
maps.* Art. IV.—(1) One of the maps shall be deposited in the office of
the Local Government Board and the other shall be deposited by the
town clerk of the existing Borough at his office within fourteen days
after the date of this Order. Copies of the map deposited with the
town clerk certified by him to be true shall be sent within one month
after the date of the Act of Parliament confirming this Order to the
clerk of the County Council to the Board of Inland Revenue to the
Registrar-General and to the Board of Agriculture and Fisheries.

*Copies of
map to be
evidence.* (2) Copies of or extracts from the map deposited with the town
clerk certified by him to be true shall be received in all courts of
justice and elsewhere as primâ facie evidence of the contents of the
map so far as it relates to the boundaries of the Borough and the
map shall at all reasonable times be open to inspection by any person
liable to any rate leviabie within the Borough and any such person shall
be entitled to a copy of or extract from the map certified by the town
clerk to be true on payment of a reasonable fee to be determined by
the Corporation. All fees so received shall be carried to the credit of
the borough fund.

*Powers and
duties of
justices &c.
extended.* Art. V. The powers and duties of the justices of the peace
appointed for the existing Borough and of the clerk to those justices
shall extend to and apply throughout the Borough:

Provided that every person committing an offence in any part of
the added area prior to the commencement of this Order shall be tried
adjudicated on and dealt with as if this Order had not been made:

Provided also that every proceeding which prior to the com-
mencement of this Order has been begun by or before any justice or
justices in relation to any matter arising in or concerning any part of
the added area may be carried on continued or completed in like
manner and with the like incidents and consequences as nearly as may
be as if this Order had not been made.

Art. VI.—(1) For the purposes of the parish burgess lists the burgess roll and the other lists to be made under the Municipal Corporations Acts and of all matters connected with incidental to or consequent upon those purposes the added area shall be deemed to have always been part of the Borough.

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Parish bur-
gess lists &c.

(2) In making out revising or otherwise dealing with the said lists and roll or the lists of county electors and the county register to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act or the lists and registers of parochial electors effect shall be given so far as the circumstances require or allow to the provisions of this Order.

(3) Where any difficulty in giving effect to the provisions of this Order can be obviated or removed by any alteration in or re-arrangement of or any other action affecting the said lists roll and registers that alteration re-arrangement or action so far as the same may be necessary for giving effect to the said provisions shall be made or taken by the town clerk of the existing Borough or the clerk to the County Council as the case may require and the Overseers of the Poor shall render such assistance as may be requisite for the purpose of the said alteration re-arrangement or action by the town clerk or clerk to the County Council as the case may be and that alteration re-arrangement or action shall be deemed to be authorised by the provisions in force with respect to the said lists roll and registers.

(4) Where in the opinion of the Local Government Board the circumstances so require the Local Government Board may make such order as appears to them to be necessary to give effect to the provisions of this Order and may vary so far as is requisite the provisions in force with regard to the said lists roll and registers.

Art. VII. The number of Councillors of the Borough shall be increased from eighteen to twenty-one and the number of Aldermen of the Borough shall be increased from six to seven.

Number of
Councillors
and Alder-
men.

Art. VIII. Subject to the provisions of the Municipal Corporations Acts with respect to the alteration of wards the following provisions shall have effect:—

Division into
wards.

(1) For the purposes of the election of Councillors the Borough shall be divided into four wards:

(2) The three existing wards and the number of Councillors respectively apportioned thereto shall remain unaltered:

(3) The added area shall form a new ward to be termed the Southill Ward:

(4) Three Councillors shall be assigned to the new ward constituted by this Article.

A.D. 1909.
Batley Order.
 First election
 of additional
 Councillors
 and Alder-
 man.

Art. IX.—(1) The first election of Councillors for the new ward constituted by this Order shall be held on the Twenty-second day of March One thousand nine hundred and ten and the Mayor of the existing Borough shall be the returning officer at the election for that ward Provided that the Mayor of the existing Borough may appoint some other person to act as returning officer at the election for the said ward.

(2) The first election of the additional alderman shall take place on the Thirty-first day of March One thousand nine hundred and ten and the Alderman then to be elected shall be chosen from among the Councillors elected for the said Soothill Ward or from among the persons qualified to be Councillors whose qualifying property is situated in that ward.

Retirement
 of Councillors
 and Alder-
 man elected
 in 1910.

Art. X.—(1) The Councillors elected for the Borough in the month of March One thousand nine hundred and ten for the new ward constituted by this Order shall retire as follows:—

- (A) The Councillor who is elected by the smallest number of votes on the First day of November One thousand nine hundred and ten:
- (B) The Councillor who is elected by the largest number of votes on the First day of November One thousand nine hundred and twelve:
- (C) The other Councillor on the First day of November One thousand nine hundred and eleven:

Provided that if for any reason it is doubtful which of the Councillors ought to retire on the dates above specified the Council of the Borough shall at the next quarterly meeting and not later by a majority of votes or in case of equality of votes by the casting vote of the chairman determine which of the Councillors shall go out of office on the dates above specified respectively.

(2) The additional Alderman elected for the Borough in the month of March One thousand nine hundred and ten shall retire on the Ninth day of November One thousand nine hundred and thirteen.

Corporation
 Local Acts
 and Orders.

Art. XI. Subject to the provisions of this Order—

- (1) From and after the Twenty-ninth day of September One thousand nine hundred and ten the limits within which the Corporation and the Dewsbury Corporation are respectively authorised to supply gas shall be altered so that every part of the existing Parish of Soothill Upper other than the added area shall be excluded from the limits within which the Corporation may supply gas under the

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provisions of the Local Act of 1873 and the provisions of the Local Act of 1873 and of any Act or Provisional Order extending or amending that Act shall apply and have effect accordingly :

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For the purposes of any adjustment consequent upon the alteration by virtue of this Order of the limits within which the Corporation may supply gas and upon the transfer by virtue of the Dewsbury (Extension) Order 1909 to the Dewsbury Corporation of part of the gas undertaking of the Corporation Section 62 of the Act of 1888 shall apply and the Corporation and the Dewsbury Corporation shall be the authorities interested :

- (2) The unrepealed provisions of the Local Acts and of the Confirmation Acts specified in the Schedule A. to this Order so far as the last-mentioned Acts respectively relate to the Provisional Orders specified in that schedule and of any other Local Act or Provisional Order duly confirmed by Parliament other than the Local Acts or Provisional Orders specified in the Schedule B. to this Order and affecting the existing Borough or the Corporation as the same respectively are in force within or apply to the existing Borough at the commencement of this Order shall extend and apply to the Borough and shall have effect as if for any reference therein to the existing Borough or the Corporation of the existing Borough there were substituted a reference to the Borough or the Corporation of the Borough :

Provided that nothing in this Article or in the Batley Electric Lighting Order 1898 as extended and applied to the Borough by this Article shall prejudicially affect the undertaking or powers of the Yorkshire Electric Power Company under the Yorkshire Electric Power Act 1901 in relation to the added area and that in relation to the added area that Act shall continue to apply as if within the meaning of the said Act the added area were an Urban District of which the Corporation of the Borough are the Council and formed no part of the Borough and as if no consent of a distributing authority were required in any case to enable the Company to supply energy in the added area :

- (3) All powers duties property and liabilities vested in or attaching to the Corporation under or by virtue of the unrepealed provisions of the Local Acts and of the Confirmation Acts specified in the Schedule B. to this Order so far as the last-mentioned Acts respectively relate to

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Batley Order.

the Provisional Orders specified in that Schedule shall vest in and attach to the Corporation of the Borough and all the said property shall be held in trust for the benefit of the area of the existing Borough and all the said liabilities shall remain a charge upon the area of the existing Borough until the expiration of fifteen years from the commencement of this Order and thereafter the said property shall be held in trust for the benefit of and the said liabilities shall be a charge upon the area of the Borough.

Supply of
water in
added area.

Art. XII. The added area shall continue as heretofore to be supplied with water obtained under the provisions of the Agreement dated the Third day of July One thousand eight hundred and seventy-one and made between the Corporation of Halifax of the first part Henry Savile of the second part the Local Board of the Township of Soothill Upper of the third part and the Local Board of the Township of Thornhill of the fourth part.

Byelaws &c.

Art. XIII.—(1) All byelaws and regulations and every list of tolls and table of fees and payments and scale of charges including charges for water supplied for domestic purposes made by the Corporation which at the commencement of this Order are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as any such byelaws or regulations or list of tolls or table of fees and payments or scale of charges as aforesaid are altered or repealed.

(2) All byelaws and regulations made by the Soothill Upper Council or their predecessors and in force immediately before the commencement of this Order in any part of the added area shall on that date cease to be in force except as regards any work which has been begun before that date or as regards any work which has not been so begun but for which plans have been approved by the Soothill Upper Council before that date or have been sent to the surveyor or clerk to the Soothill Upper Council one month at least before that date and shall not have been disapproved by that Council. As regards any such work as aforesaid the byelaws in force immediately before the commencement of this Order shall continue to apply until the completion of the work in like manner and with the like effect as if those byelaws had been made by the Corporation and as if the Corporation and the Borough were referred to therein instead of the Soothill Upper Council and the Soothill Upper District. Provided that any proceedings which if this Order had not been made might have been taken after the commencement of this Order by the Soothill Upper Council for any offence committed before the commencement of this Order against any byelaws and regulations made by that Council or their predecessors and in force immediately before the commencement of this Order in the added

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area may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for the said Council.

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Art. XIV.—(1) The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office at the commencement of this Order shall continue to be the town clerk and officers and servants of the Corporation of the Borough and shall hold their offices by the same tenure as at that date.

Town clerk and other officers continued.

(2) The auditors who are in office at the commencement of this Order shall continue in office and shall for the purposes of the Municipal Corporations Acts be the borough auditors until the next ordinary day of election of borough auditors.

Borough auditors.

Art. XV.—(1) Every clerk to justices and every officer or servant of or paid by the County Council or of or paid by the Standing Joint Committee of the County and every other officer or servant who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary and for whose compensation no other provision is made by any enactment for the time being in force and applicable to his case shall be entitled to have compensation paid to him by the Corporation for that pecuniary loss and in determining the said compensation regard shall be had to the conditions and other circumstances required by subsection (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section and the compensation shall not exceed the amount therein mentioned and shall be paid in the case of any such officer or servant whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act 1875 out of the district fund and general district rate of the Borough and in every other case out of the borough fund and borough rate of the Borough and the provisions of subsections (2) to (7) of Section 120 of the Act of 1888 shall apply with the necessary modifications. Provided that the non-acceptance of any office shall not be a bar to the right of any officer to compensation.

Compensation to existing officers.

(2) For the purposes of subdivision (1) of this Article any officer or servant to whom that subdivision applies and whose services are dispensed with or whose salary is reduced by the County Council or the Standing Joint Committee or any other authority including the Corporation within five years from the commencement of this Order because his services are not required or his duties are diminished in consequence of this Order and not on the ground of misconduct shall be deemed to have suffered a direct pecuniary loss in consequence of this Order.

Art. XVI.—(1) Any action or proceeding or any cause of action or proceeding which at the commencement of this Order is pending or

Actions &c. not to abate.

A.D. 1909.
Batley Order.

existing by or against the Soothill Upper Council in relation exclusively to any part of the added area shall not be in anywise prejudicially affected by reason of the making of this Order but may be continued prosecuted and enforced by or against the Corporation of the Borough.

Saving for
contracts &c.

(2) Anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by the Soothill Upper Council or their predecessors in relation exclusively to any part of the added area shall be of as full force and effect against or in favour of the Corporation of the Borough and may be continued and enforced as fully and effectually as if instead of the Soothill Upper Council or their predecessors the Corporation had done or suffered the same or been a party thereto.

Corporation
property &c.

Art. XVII. Subject to the provisions of this Order all property vested in the Corporation at the commencement of this Order for the benefit of the existing Borough shall by virtue of this Order be held by the Corporation for the benefit of the Borough and the Corporation shall hold enjoy and exercise for the benefit of the Borough all the powers which at the date aforesaid are exerciseable by or vested in the Corporation for the benefit of the existing Borough and all liabilities which on the date aforesaid attach to the Corporation in respect of the existing Borough shall from and after that date attach to them in respect of the Borough.

Liquidation of
current debts
and liabilities by
Soothill Upper
Council.

Art. XVIII. The Soothill Upper Council shall liquidate as far as practicable before the commencement of this Order all current debts and liabilities incurred by them.

Property &c.
of Soothill
Upper Council.

Art. XIX. Subject to the provisions of this Order—

(1) All property (including all interests rights and things in action arising out of or having relation to any agreement for the supply of water by the local authority or Council of another County district for consumption in the added area) and liabilities which immediately before the commencement of this Order are vested in or attach to the Soothill Upper Council in relation exclusively to any part of the added area shall by virtue of this Order be transferred to vested in and attach to the Corporation as Urban District Council and any property and liabilities vested in or attached to the Soothill Upper Council in relation to the added area conjointly with the remainder of the Soothill Upper District shall be a matter for an adjustment concerning the Corporation and the Dewsbury Corporation as the authorities interested under Section 62 of the Act of 1888:

Abolition of
Soothill Upper
Council.

(2) The Soothill Upper Council shall at the commencement of this Order be abolished and cease to exist:

SECOND SCHEDULE.

A.D. 1909.

Walton-on-
the-Naze.

List of streets not repairable by the local authority which may be broken up by the Undertakers in pursuance of the special powers granted by this Order.

Hall Lane Naze Park Road First Avenue Second Avenue Third Avenue Florence Road Beatrice Road Percival Road Stratford Place Victoria Road Butcher's Lane Southcliffe Parade Seaville Crescent Southview Drive Silverdale Road.

THIRD SCHEDULE.

MAXIMUM PRICES.

In this schedule—

The expression "unit" shall mean the energy contained in a current of one thousand ampères flowing under an electro-motive force of one volt during one hour.

SECTION 1.

Where the Undertakers charge any consumer by the actual amount of energy supplied to him they shall be entitled to charge him at the following rates per quarter For any amount up to twenty units thirteen shillings and fourpence and for each unit over twenty units eightpence.

SECTION 2.

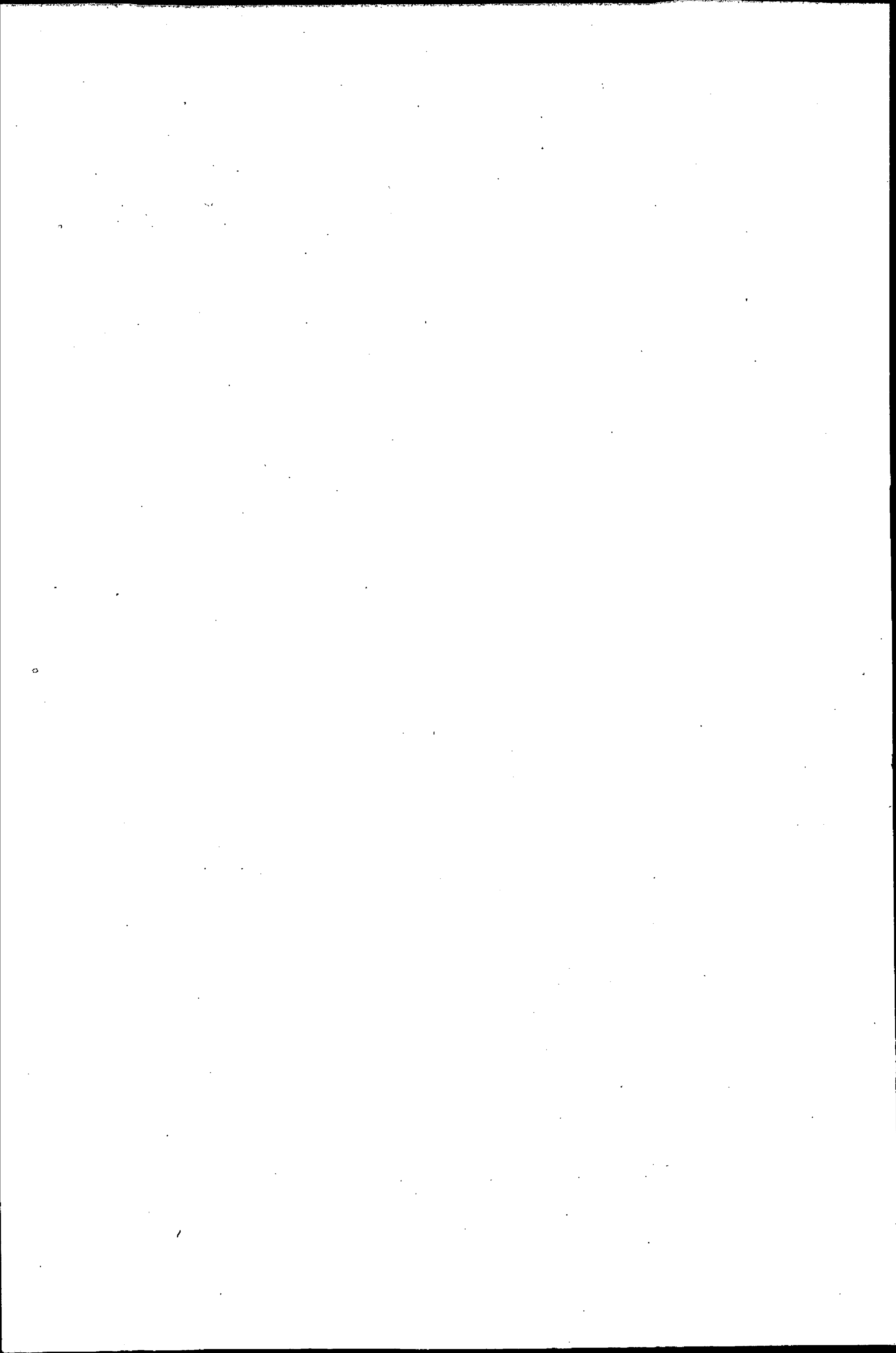
Where the Undertakers charge any consumer by the electrical quantity contained in the supply given to him they shall be entitled to charge him according to the rates set forth in section 1 of this schedule the amount of energy supplied to him being taken to be the product of that electrical quantity and the declared pressure at the consumer's terminals that is to say such a constant pressure at those terminals as may be declared by the Undertakers under the Board of Trade regulations.

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- (3) All arrears of rates made by the Soothill Upper Council and all other payments which at the commencement of this Order are due or owing to that Council in respect of the added area may be collected and recovered by the Corporation : A.D. 1909.
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Arrears of rates &c.
- (4) For the purposes of the application of Section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Order that section shall have effect as if in subsections (5) (6) and (7) thereof the expression "Council" included any authority affected by this Order or by anything done in pursuance of this Order and as if in the case of any such authority not otherwise empowered to borrow under any Act or on any security or in any manner mentioned in the said subsection (6) that subsection empowered the authority to borrow under any Act relating to and conferring on the authority a power to borrow on the security of all or any of the funds rates and revenues of the authority and in the manner provided by the said Act but without the consent of any other authority and subject to the requirement that all money so borrowed shall be repaid within such period as the Local Government Board may sanction : Adaptation
of provisions
as to adjust-
ment.

Provided that for the purposes of the application of Section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Order so far as it relates to the amalgamation of the added area with the existing Township of Batley that section shall have effect—

(A) As if the ~~Overseers of the Township~~ of Batley and the persons ~~who~~ immediately before the commencement of this Order ~~were~~ the Overseers of the existing Parish of Soothill Upper or if the circumstances of the case so require any persons who may be substituted for those persons by an Order of the Local Government Board were within the meaning of the said section authorities affected by this Order ; and

(B) As if for subsections (6) and (7) of the said Section there were substituted the subsections hereunto appended that is to say :—

" (6) If it is necessary for the purpose of giving effect
" to any agreement or award for an adjustment that a
" separate rate shall be levied in part of a parish only
" the agreement or award may authorise the making of
" such a separate rate as if it were a poor rate and as if
" the part of the parish on which it is to be levied were
" a whole parish."

" (7) Any sum paid for the purposes of any adjustment
" or in pursuance of any order or award of an arbitrator
" shall be applied by such person in such manner and
" for such purpose as the Local Government Board may
" authorise or direct."

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909.

Batley Order.
 Saving for
 audit of
 accounts of
 Soothill
 Upper Coun-
 cil.

Art. XX. The accounts of the Soothill Upper Council and of their committees and officers shall be made up to the commencement of this Order and shall be audited in like manner and subject to the like incidents and consequences as if this Order had not been made:

Provided that the audit may be held as soon as practicable after that date any statutory provision or regulation as to the time of holding the audit to the contrary notwithstanding:

Provided also that any sum certified by the district auditor to be due from any person shall be paid to the treasurer of the Borough of Dewsbury as extended by the Dewsbury (Extension) Order 1909 and shall be a matter for an adjustment concerning the Corporation and the Dewsbury Corporation as the authorities interested under Section 62 of the Act of 1888.

Mortgage
 debts of Cor-
 poration and
 Soothill
 Upper Coun-
 cil.

Art. XXI.—(1) So much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged on the district fund and general district rate of the existing Borough shall by virtue of this Order be charged upon the district fund and general district rate of the Borough and so much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the borough fund and borough rate of the existing Borough shall by virtue of this Order be charged upon the borough fund and borough rate of the Borough and all such sums shall together with the interest to accrue due thereon be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned or within which the same are otherwise provided to be repaid or are made repayable.

(2) The liability for the repayment of so much of any sums borrowed by the Soothill Upper Council as will be owing at the commencement of this Order and for the payment of interest thereon shall be a matter for an adjustment concerning the Corporation and the Dewsbury Corporation as the authorities interested under Section 62 of the Act of 1888.

Adoptive
 Acts.

Art. XXII.—(1) The provisions of the Baths and Washhouses Acts 1846 to 1899 the Public Health Acts Amendment Act 1890 the Infectious Disease (Prevention) Act 1890 the Public Libraries Acts 1892 to 1901 and the Notification of Births Act 1907 shall be in force in and apply to the Borough as if the same had been adopted therein.

(2) The provisions of the Museums and Gymnasiums Act 1891 shall cease to be in force in and apply to the added area.

Powers of
 Borough
 Council
 under Sec-
 tion 33 of
 Act of 1894.

Art. XXIII. Subject to the provisions of any order which the Local Government Board may hereafter make—

(1) The provisions of any order heretofore made by the Local Government Board and conferring upon the Council of the

Provisional Orders Confirmation (No. 6) Act, 1909.

existing Borough any of the matters mentioned in Section 33 of the Act of 1894 and in that order shall be deemed to have effect as if any reference to the existing Township of Batley extended and applied to the Township of Batley: A.D. 1909.
Batley Order.

- (2) The powers of the Vestry of the existing Parish of Soothill Upper under Sections 3 and 4 of the Poor Rate Assessment and Collection Act 1869 transferred in pursuance of Section 33 of the Act of 1894 to the Soothill Upper Council by the order of the Local Government Board dated the Fourth day of May One thousand eight hundred and ninety-six shall by virtue of this Order vest in and attach to the Corporation in respect of the Township of Batley in like manner and with the like effect in all respects as if the Corporation and the Township of Batley had been referred to in the order instead of the Soothill Upper Council and the existing Parish of Soothill Upper.

Art. XXIV. For the purposes and subject to the provisions of the Education Acts 1870 to 1902—

- (1) All public elementary schools (including the sites and schoolhouses) provided by the local education authority and situate within any part of the added area with the furniture and fittings of the schoolhouses shall by virtue of this Order be transferred to and vested in the Corporation as the local education authority for all the estate and interest therein of the County Council as the local education authority and all contracts debts and liabilities which at the commencement of this Order are existing or are owing by or attach to the County Council in respect exclusively of the said public elementary schools furniture or fittings or of any other public elementary school situate in any part of the added area or with respect to the officers teachers and servants of any of the said public elementary schools shall by virtue of this Order enure to and be carried into effect by and be discharged and satisfied by the Corporation as the local education authority:

Provided that Section 68 of the Act of 1894 shall apply with respect to any adjustment required for the purposes of this subdivision:

- (2) The liability for repayment of so much of any loan raised exclusively in respect of any public elementary school (including the site and schoolhouse) and any furniture or fittings transferred to and vested in the Corporation by virtue of this Order as will be owing at the commencement of this Order and the liability for the payment of interest on that part of the said loan shall by virtue of this Order

Transfer of public elementary schools &c. to Corporation.

Mortgage debts in respect of transferred schools.

A.D. 1909.

Batley Order.

be transferred and attach to the Corporation as the local education authority and so much of any such loan as will be owing at the commencement of this Order shall be charged on the borough fund and the borough rate of the Borough and shall be repaid by the Corporation within the period if any for which that part of the loan was originally sanctioned or within which the said part of the loan is otherwise required to be repaid or is made repayable:

Education
byelaws.

- (3) Any byelaws in force in the existing Borough at the commencement of this Order shall from and after that date apply to the Borough until revoked or altered and from and after that date any byelaws then in force in the added area shall cease to be in force:
- (4) Every manager of any public elementary school in the added area who was appointed by the County Council or the Soothill Upper Council shall vacate office at the commencement of this Order.

Electoral
Divisions
and County
Councillors.

Art. XXV.—(1) Subject to the provisions of Section 54 of the Act of 1888 the added area shall be transferred from the Ossett Electoral Division to the Batley Northern Electoral Division of the County.

(2) The persons who immediately before the commencement of this Order are the County Councillors representing the Ossett Electoral Division and the Batley Northern Electoral Division of the County shall continue to represent the same divisions as if they had been originally elected to represent those divisions as hereby altered.

Corporation
to be Burial
Board for
Borough.

Art. XXVI. The Council of the Borough shall be the Burial Board for the Borough and shall have within the Borough to the exclusion of any other burial authority all the powers duties and liabilities of a burial board under the Burial Acts 1852 to 1906.

Differential
rating.

Art. XXVII. Subject as herein-after provided—

- (1) During a period of fifteen years from the commencement of this Order the general district rate to be levied in any one year by the Corporation in respect of any hereditament in the added area shall not exceed four shillings and twopence in each pound of the rateable value of the hereditament:
- (2) During the same period the total amount of the borough rate and any other rate or rates other than the general district rate levied in any one year by the Corporation in respect of any hereditament in the added area shall not exceed one shilling and twopence in each pound of the rateable value of the hereditament:
- (3) Nothing in this Article shall have effect so as to apply in relation to the added area any limit upon the amount of

[9 EDW. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

a rate leviable for the purpose of defraying any expenses of the Corporation in pursuance of any public general Act which may hereafter be passed and may confer additional powers or impose additional duties upon the Corporation : A.D. 1909.

Batley Order.

- (4) If at the expiration of the said period of fifteen years there shall be any debit balance against the Corporation on revenue account either of the borough fund or of the district fund after providing for the services of such period no part of such balance shall be liquidated by means of any rate levied in the added area but such balance shall (if and so far as necessary) be provided for by means of a rate levied in the existing Borough and any question as to whether any such debit balance in fact exists or as to the amount thereof shall be determined by the Local Government Board upon the application of the Corporation or of any twenty ratepayers within the added area.

Art. XXVIII. The Acts confirming the Dewsbury Joint Hospital Orders 1893 to 1907 so far as the said Acts relate to those Orders shall be adapted and modified so that in relation to the said Acts and Orders the following provisions shall have effect that is to say :— Adaptation
of Dewsbury
Joint Hospi-
tal Orders
1893 to 1907.

- (1) The added area shall continue to be included in the Hospital District and the part of the Borough which comprises that area shall be a constituent district of the Hospital District and the Corporation of the Borough shall be a constituent authority of the Hospital Board and all references in the said Orders to the constituent districts and constituent authorities respectively shall be deemed to include the said part of the Borough and the Corporation of the Borough respectively :
- (2) The Dewsbury Joint Hospital Orders 1893 to 1907 as altered by this Order shall have effect as if the Schedule to the Dewsbury Joint Hospital Order 1896 as altered by the Dewsbury (Extension) Order 1909 were further altered by the insertion in column 1 of the Schedule of the words and figures "That part of the Borough of Batley which immediately prior to the 31st day of March 1910 formed part of the Urban District of Soothill Upper" in column 2 of the words "The Mayor Aldermen and Burgesses of the Borough of Batley acting by the Council" in so much of the Schedule as relates to the number and description of ex-officio members of the number "1" and of the description "The Mayor" and in column 4 of the number "2" :
- (3) The persons at the commencement of this Order holding office as elective members of the Hospital Board representing the Soothill Upper Council shall respectively be deemed to have

[Ch. clxii.] *Local Government Board's* [9 Edw. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909.
Batley Order.

been elected and shall act as representatives of the Corporation upon the Hospital Board until the date upon which they would have retired if this Order had not been made:

- (4) The Local Government Board by an order made after the commencement of this Order and published in such manner as they direct may with respect to the added area by the alteration of the boundary and contents of the Hospital District or of any other United District formed under the Public Health Acts for hospital purposes and of the constitution of the Joint Board or of the Joint Board of any such other United District or otherwise make such provision as appears to the Local Government Board to be necessary or expedient for the exclusion of the added area from the Hospital District and for the inclusion of the added area in any other United District which has been formed as aforesaid for hospital purposes and of which the existing Borough is or will be a Constituent District and for the incidents and consequences of any such alteration.

Every order made in pursuance of this Article may provide for the settlement of any doubt or difference as to or consequent upon the operation of the Order or of this Article or of the Dewsbury (Extension) Order 1909 so far as that Order affects the Hospital District or the Hospital Board and may make an equitable adjustment of any expenses accounts liabilities or property as incidental to or consequential upon any alteration effected by an order made in pursuance of this Article and may for any purpose of this Article or of an order made in pursuance of this Article deal with any matters which may be dealt with by an order or Provisional Order made under Section 304 of the Public Health Act 1875.

Alteration of
parishes.

Art. XXIX. — (1) The added area shall be separated from the Parish of Soothill Upper and shall be amalgamated with the existing Township of Batley.

(2) Subject to the provisions of Section 60 of the Act of 1894 the number of Guardians assigned to the Township of Batley shall be increased from four to five.

Guardians.

(3) The person who at the commencement of this Order is holding the office of Guardian of the Poor for the existing Parish of Soothill Upper shall be deemed to have been elected as the additional Guardian for and shall act until the Fifteenth day of April One thousand nine hundred and ten as one of the representatives of the Township of Batley upon the Board of Guardians of the Dewsbury Union as if he had been originally elected to act as one of the representatives of that Township.

[9 EDW. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

Art. XXX. Nothing in this Order shall affect the ecclesiastical divisions of any parish or township or shall prejudice vary or affect any right or interest in or any jurisdiction power or authority exercisable by the Charity Commissioners or by the Board of Education with respect to any charitable endowment which now is applicable for the benefit of any existing parish or township affected by this Order.

A.D. 1909.
Batley Order.
 Ecclesiastical divisions and charities.

Art. XXXI. Until new valuation lists are in force the portions of the valuation list of the existing Parish of Soothill Upper which relates to hereditaments in the added area shall be deemed to form part of the valuation list of the Township of Batley.

Valuation lists.

Art. XXXII.—(1) Subject to any future revision the basis or standard of the county rate for the County shall be altered by the addition to the amount appearing therein as the total annual value of the property in the existing Township of Batley of such a sum as will represent the annual value of the property in the added area.

County rate basis.

(2) For the purposes of this Article the sum which will represent the annual value of the property in the added area shall be the amount which in relation to the amount appearing in the basis or standard of the county rate as the total annual value of the existing Parish of Soothill Upper is in the proportion which the assessable value of the property in the added area bears to the total assessable value of property in the existing parish.

(3) For the purposes of this Article assessable value means one-half of the rateable value according to the valuation list for the time being in force of the agricultural land together with the rateable value according to that list of the buildings and other hereditaments not being agricultural land in the existing parish or in the added area as the case may require.

Art. XXXIII. For the purposes of the registers of persons entitled to vote at an election of Members of Parliament of the registers of parochial electors and of jury lists the parishes or townships affected by this Order shall be deemed to continue unaltered until the new registers and lists come into operation:

Saving for existing registers of parliamentary voters &c.

Provided that for the purposes of any election under the Act of 1894 to be held for any area affected by this Order the town clerk or the clerk of the County Council as the case may require shall if and when necessary cause the register of parochial electors to be altered in such manner as may be requisite to give effect to the provisions of this Order.

Art. XXXIV. For any purposes connected with the settlement and removal of the poor in relation to cases affected by this Order the following provisions shall have effect that is to say:—

Settlement and removal of poor.

(1) Every person who at the commencement of this Order has acquired or is in the course of acquiring a settlement in

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909.
Batley Order.

the existing Township of Batley or in the existing Parish of Soothill Upper by reason of any residence completed or in the course of completion of any act or thing done or in the course of being done of any status condition right or privilege acquired or created or in the course of acquisition or creation in the existing Township of Batley or in the added area shall be deemed to have acquired or to be in the course of acquiring a settlement in the Township of Batley as if the existing Township of Batley or the added area were and had always been the Township or a part of the Township of Batley:

- (2) Every person who at the commencement of this Order has acquired or is in the course of acquiring a status of irremovability from the Dewsbury Union by reason of residence in the existing Township of Batley or in the added area shall be deemed to have acquired or to be in course of acquiring the like status by reason of residence in the Township of Batley.

Saving for contribution orders.

Art. XXXV. Notwithstanding the alteration effected in the areas of parishes or townships by this Order all contribution orders made by the Guardians of the Poor of the Dewsbury Union before the commencement of this Order shall be as valid in law as if this Order had not been made.

Arrears of rates.

Art. XXXVI. All arrears of rates made by the Overseers of the Poor and due or owing at the commencement of this Order in respect of hereditaments in the added area shall be collected and recovered by the Overseers of the Poor of the Township of Batley.

Borrowing powers for purposes of Order.

Art. XXXVII. For the purpose of defraying any expenses under this Order which in the opinion of the Local Government Board are properly chargeable to capital the Corporation may borrow according and subject to the provisions and restrictions of the Public Health Act 1875 and may mortgage the borough fund and borough rate or the district fund and general district rate of the borough for the purpose of securing the repayment of any moneys so borrowed and the interest thereon. Provided that all such moneys shall be repaid within such period not exceeding thirty years from the date of borrowing the same as the Corporation with the sanction of the Local Government Board determine.

Saving for Duchy of Lancaster.

Art. XXXVIII. Nothing in this Order affects prejudicially any right power privilege or exemption of the King's most Excellent Majesty in right of His Duchy of Lancaster.

Short title.

Art. XXXIX. This Order may be cited as the Batley (Extension) Order 1909.

[9 EDW. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

The SCHEDULES above referred to.

A.D. 1909.
Batley Order.

SCHEDULE A.

PART I.—LOCAL ACTS.

Session and Chapter.	Title or Short Title.
43 Geo. 3. c. cxxxviii. -	An Act for enclosing Lands within the Manor and Township of Batley in the West Riding of the County of York.
24 & 25 Vict. c. xciv. -	The Dewsbury and Batley Gas Act 1861.
36 & 37 Vict. c. clix. -	The Dewsbury and Batley Corporations (Gas) Act 1873.

PART II.—CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order thereby confirmed.
61 & 62 Vict. c. xxxix.	The Electric Lighting Orders Confirmation (No. 3) Act 1898.	The Batley Electric Lighting Order 1898.
63 & 64 Vict. c. cc.	The Tramways Orders Confirmation (No. 3) Act 1900.	The Batley Corporation Tramways Order 1900.

SCHEDULE B.

PART I.—LOCAL ACTS.

Session and Chapter.	Short Title.
34 Vict. c. xl. -	Batley Corporation Waterworks Act 1871.
41 Vict. c. xxvii. -	Batley Corporation Waterworks Act 1878.

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909.

PART II.—CONFIRMATION ACTS.

Batley Order.

Session and Chapter.	Short Title.	Order thereby confirmed.
48 & 49 Vict. c. cvii.	The Local Government Board's Provisional Orders Confirmation (No. 7) Act 1885.	Order relating to Batley dated 3rd June 1885.
53 & 54 Vict. c. lxxxii.	The Local Government Board's Provisional Orders Confirmation (No. 3) Act 1890.	Order relating to Batley dated 8th May 1890.
59 & 60 Vict. c. cx.	The Local Government Board's Provisional Orders Confirmation (No. 18) Act 1896.	The Batley Order 1896.

Given under the Seal of Office of the Local Government Board
this Fifteenth day of May One thousand nine hundred and
nine.

(L.S.)

JOHN BURNS President.
S. B. PROVIS Secretary.

BOROUGH OF DEWSBURY.

*Dewsbury
Order.*

*Provisional Order made in pursuance of Sections 54 and 59 of
the Local Government Act 1888.*

- To the Mayor Aldermen and Burgesses of the Borough of Dewsbury ;—
- To the Justices of the Peace for the said Borough ;—
- To the Justices of the Peace for the County of the West Riding of Yorkshire in Quarter Sessions assembled ;—
- To the County Council of the West Riding of Yorkshire ;—
- To the Urban District Council of Ravensthorpe ;—
- To the Urban District Council of Soothill Nether ;—
- To the Urban District Council of Soothill Upper ;—
- To the Urban District Council of Thornhill ;—
- To the Council of the Borough of Batley ;—
- To the Guardians of the Poor of the Dewsbury Union ;—
- To the Overseers of the Poor of the Parishes of Ravensthorpe Soothill Nether and Soothill Upper and of the Townships of Dewsbury and Thornhill ;—
- To the Dewsbury and Heckmondwike Waterworks Board ;—
- To the Dewsbury Joint Hospital Board ;—
- And to all others whom it may concern.

WHEREAS by Section 54 of the Local Government Act 1888 the Local Government Board are empowered to make a Provisional Order for altering the boundary of any Borough and by such Order to divide or alter any electoral division;

A.D. 1909.

Dewsbury
*Order.*51 & 52 Vict.
c. 41.

And whereas the Borough of Dewsbury is a Borough within the meaning of the Local Government Act 1888 and the inhabitants are a body corporate by the name of the Mayor Aldermen and Burgesses of the Borough of Dewsbury and act by the Council of the said Borough which now consists of the Mayor (who is also an Alderman) five other Aldermen and eighteen Councillors and the said Borough is for the purposes of the election of Councillors divided into three wards termed respectively the All Saint's Ward the Trinity Ward and the Saint John's Ward;

And whereas the said Borough is co-extensive with the Township of Dewsbury and is an Urban District of which the Mayor Aldermen and Burgesses acting by the Council are the Urban District Council;

And whereas the said Borough has a separate commission of the peace and police force;

And whereas in pursuance of the Education Act 1902 the Council of the said Borough are the local education authority for the purposes of Part III. of that Act and the County Council of the West Riding of Yorkshire are the local education authority for the other purposes of that Act;

2 Edw. 7.
c. 42.

And whereas the unrepealed provisions of the Local Acts specified in Part I. of each of the Schedules A. and B. to this Order and of the Confirmation Acts specified in Part II. of each of the said Schedules so far as the last-mentioned Acts relate to the Orders specified in those Schedules are in force in the said Borough;

And whereas the Urban District Council for the said Borough have adopted the provisions of—

- (A) Part III. of the Public Health Acts Amendment Act 1890;
- (B) The Museums and Gymnasiums Act 1891; and
- (C) The Notification of Births Act 1907;

53 & 54 Vict.
c. 59.
54 & 55 Vict.
c. 22.
7 Edw. 7.
c. 40.

and those provisions are accordingly in force in the said Borough;

And whereas the Baths and Washhouses Acts 1846 to 1899 and the Public Libraries Acts 1892 to 1901 are in force in the said Borough;

9 & 10 Vict. c. 74.
10 & 11 Vict. c. 61.
41 & 42 Vict. c. 14.
45 & 46 Vict. c. 30.
59 & 60 Vict. c. 59.
62 & 63 Vict. c. 29.
55 & 56 Vict. c. 53.
56 Vict. c. 11.
1 Edw. 7. c. 19.

And whereas the Council of the said Borough are the authority for the execution of the Burial Acts 1852 to 1906 within the Borough;

15 & 16 Vict. c. 85.
6 Edw. 7. c. 44.

And whereas the Urban District of Ravensthorpe in the County of the West Riding of Yorkshire immediately adjoins the said Borough

[Ch. clxii.] *Local Government Board's* [9 Edw. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909. and is co-extensive with the Parish of Ravensthorpe and is subject to
Dewsbury the jurisdiction of the Urban District Council of Ravensthorpe;
Order.

53 & 54 Vict. And whereas the Urban District Council of Ravensthorpe have
c. 34. adopted the provisions of the Infectious Disease (Prevention) Act 1890
and those provisions are accordingly in force in the Urban District of
Ravensthorpe;

And whereas the Urban District of Soothill Nether in the County
of the West Riding of Yorkshire immediately adjoins the said Borough
and is co-extensive with the Parish of Soothill Nether and is subject
to the jurisdiction of the Urban District Council of Soothill Nether;

And whereas the Urban District Council of Soothill Nether have
adopted the provisions of—

53 & 54 Vict.
c. 34.

(A) The Infectious Disease (Prevention) Act 1890;

53 & 54 Vict.
c. 59.

(B) Part III. of the Public Health Acts Amendment Act 1890; and

55 & 56 Vict.
c. 57.

(C) The Private Street Works Act 1892;

and those provisions are accordingly in force in the Urban District of
Soothill Nether;

15 & 16 Vict. c. 85.
6 Edw. 7. c. 44.

And whereas the Urban District Council of Soothill Nether are the
authority for the execution of the Burial Acts 1852 to 1906 within the
Urban District of Soothill Nether;

And whereas the Urban District of Soothill Upper in the County
of the West Riding of Yorkshire immediately adjoins the said Borough
and is co-extensive with the Parish of Soothill Upper and is subject
to the jurisdiction of the Urban District Council of Soothill Upper;

And whereas the Urban District Council of Soothill Upper have
adopted the provisions of—

53 & 54 Vict.
c. 34.

(A) The Infectious Disease (Prevention) Act 1890;

53 & 54 Vict.
c. 59.

(B) Part III. of the Public Health Acts Amendment Act 1890; and

54 & 55 Vict.
c. 22.

(C) The Museums and Gymnasiums Act 1891;

and those provisions are accordingly in force in the Urban District of
Soothill Upper;

And whereas the Urban District of Thornhill in the County of
the West Riding of Yorkshire immediately adjoins the said Borough
and is co-extensive with the Township of Thornhill and is subject to
the jurisdiction of the Urban District Council of Thornhill;

53 & 54 Vict.
c. 59.

And whereas the Urban District Council of Thornhill have
adopted the provisions of Part III. of the Public Health Acts Amend-
ment Act 1890 and those provisions are accordingly in force in the
Urban District of Thornhill;

[9 EDW. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

And whereas in pursuance of the Education Act 1902 the said Parishes of Ravensthorpe Soothill Nether and Soothill Upper and the said Township of Thornhill form part of the area of the County Council of the West Riding of Yorkshire as the local education authority;

A.D. 1909.

*Dewsbury
Order.*

And whereas two County Councillors for the County of the West Riding of Yorkshire are apportioned to the said Borough and the said Borough has accordingly been divided into two Electoral Divisions termed respectively the Dewsbury (No. 1) Electoral Division and the Dewsbury (No. 2) Electoral Division the said Urban District of Ravensthorpe is included in the Heckmondwike Electoral Division the said Urban District of Soothill Upper is included in the Ossett Electoral Division and the said Urban District of Soothill Nether and the said Urban District of Thornhill together constitute the Thornhill Electoral Division of the said County;

And whereas by virtue of the Dewsbury Joint Hospital Orders 1893 to 1907 which were duly confirmed by Parliament the Dewsbury Joint Hospital District which consists of certain urban districts including the Borough of Dewsbury and the Urban Districts of Ravensthorpe Soothill Nether and Soothill Upper has been constituted for the purposes of the provision maintenance and management of a hospital or hospitals for the reception of cases of infectious diseases;

And whereas by the Batley (Extension) Order 1909 it is provided that on the Thirty-first day of March One thousand nine hundred and ten the boundary of the Borough of Batley shall be altered so as to include in addition to the area of the existing Borough of Batley a part of the said Urban District of Soothill Upper and of the said Parish of Soothill Upper:

Now therefore We the Local Government Board in pursuance of the powers given to Us by Sections 54 and 59 of the Local Government Act 1888 and by any other enactments in that behalf do hereby order that from and after the date of the Act of Parliament confirming this Order the following provisions shall take effect:—

51 & 52 Vict.
c. 41.

Art. I. In this Order—

Definitions.

- (1) The expression "the commencement of this Order" means the Thirty-first day of March One thousand nine hundred and ten;
- (2) The expression "the existing Borough" means the Borough of Dewsbury as it existed immediately prior to the commencement of this Order;
- (3) The expression "the Borough" means the existing Borough as extended by this Order;
- (4) The expression "the Corporation" means as the context requires the Mayor Aldermen and Burgesses of the existing Borough or of the Borough acting by the Council;

A.D. 1909.
Dewsbury
Order.

- (5) The expression "the Batley Corporation" means the Mayor Aldermen and Burgesses acting by the Council of the Borough of Batley as extended by the Batley (Extension) Order 1909 ;
- (6) The expressions "the County" and "the County Council" mean respectively the Administrative County of the West Riding of Yorkshire and the County Council of that County ;
- (7) The expressions "the Ravensthorpe District" and "the Ravensthorpe Council" mean respectively the Urban District of Ravensthorpe and the Urban District Council of that District the expressions "the Soothill Nether District" and "the Soothill Nether Council" mean respectively the Urban District of Soothill Nether and the Urban District Council of that District the expressions "the Soothill Upper District" and "the Soothill Upper Council" mean respectively the Urban District of Soothill Upper and the Urban District Council of that District and the expressions "the Thornhill District" and "the Thornhill Council" mean respectively the Urban District of Thornhill and the Urban District Council of that District and the expression "the Urban Councils" means the Ravensthorpe Council the Soothill Nether Council the Soothill Upper Council and the Thornhill Council ;
- (8) The expression "the Borough maps" means the two maps each marked "Map of the Borough of Dewsbury as extended 1909" and sealed with the official seal of the Local Government Board ;
- (9) The expression "the Ward maps" means the two maps each marked "Map of the Wards of the Borough of Dewsbury as extended 1909" and sealed with the official seal of the Local Government Board ;
- (10) The expression "the added areas" means the Ravensthorpe District the area whereof is coloured blue on the Borough maps the Soothill Nether District the area whereof is coloured brown on the Borough maps the Thornhill District the area whereof is coloured yellow on the Borough maps and that part of the Soothill Upper District which is added to the existing Borough by this Order and which is coloured green on the Borough maps ;
- (11) The expression "the added part of Soothill Upper" means that part of the Soothill Upper District which is added to the existing Borough by this Order ;

[9 EDW. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

- (12) The expressions "the existing Township of Dewsbury" and "the existing Parish of Soothill Upper" mean in each case the township or parish as it existed immediately prior to the commencement of this Order and the expression "the Township of Dewsbury" means the Township of Dewsbury as altered by this Order; A.D. 1909.
—
Dewsbury
Order.
- (13) The expressions "the Act of 1888" and "the Act of 1894" mean respectively the Local Government Act 1888 and the Local Government Act 1894;
- (14) The expression "the Municipal Corporations Acts" means the Municipal Corporations Act 1882 and the Acts amending and extending the same and the expression "the Public Health Acts" means the Public Health Act 1875 and the Acts amending and extending the same;
- (15) The expression "the Local Act of 1873" means the Dewsbury and Batley Corporations (Gas) Act 1873 and the expression "the Local Act of 1884" means the Dewsbury Improvement Act 1884; 36 & 37 Vict.
c. clix.
47 & 48 Vict.
c. clxxx.
- (16) The expression "the Ravensthorpe enactments" means the Ravensthorpe Electric Lighting Order 1905 as confirmed by the Electric Lighting Orders Confirmation (No. 5) Act 1905 and so much of the Ravensthorpe Urban District Council Act 1908 as includes Part II. of that Act and otherwise relates to the electricity undertaking of the Ravensthorpe Council; 5 Edw. 7.
c. cxiii.
8 Edw. 7.
c. cviii.
- (17) The expressions "the Hospital District" and "the Hospital Board" mean respectively the Dewsbury Joint Hospital District and the Dewsbury Joint Hospital Board.

Art. II. This Order shall except so far as is otherwise herein expressly provided and so far as there may be anything in the subject-matter or context inconsistent therewith come into operation on the Thirty-first day of March One thousand nine hundred and ten: Commence-
ment of
Order.

Provided that for the purposes of the parish burgess lists and burgess roll and other lists to be made for the Borough under the Municipal Corporations Acts of the lists of county electors and the county register to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act of the lists and registers of parochial electors and any other lists or registers to be made in pursuance of the Act of 1894 and of all proceedings preliminary or relating to any municipal election to be held on the ordinary day of election in the year one thousand nine hundred and ten and of the revision of the basis or standard of the county rate this Order shall operate from the date of the Act of Parliament confirming this Order. Date of
operation
of Order for
parish bur-
gess lists &c.
51 Vict. c. 10.

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909.
—
Dewsbury
Order.
Extension of
Borough.

Art. III.—(1) The boundary of the existing Borough the area whereof is coloured pink on the Borough maps shall be altered so as to include in addition to the area of the existing Borough the Ravensthorpe District the Soothill Nether District the Thornhill District and the added part of Soothill Upper.

(2) The boundary of the Borough shall be that shown by the red line on the Borough maps and the whole of the area within that boundary shall for the purposes of the Municipal Corporations Acts and for all other purposes be the Borough.

Deposit of
maps.

Art. IV.—(1) One of the Borough maps and one of the Ward maps shall be deposited in the office of the Local Government Board and the other shall be deposited by the town clerk of the existing Borough at his office within fourteen days after the date of this Order Copies of the Borough map deposited with the town clerk certified by him to be true shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council to the Board of Inland Revenue to the Registrar-General and to the Board of Agriculture and Fisheries and a copy of the Ward map so deposited and certified in like manner shall be sent within the said period to the Registrar-General and to the Board of Agriculture and Fisheries.

Copies of
map to be
evidence.

(2) Copies of or extracts from the Borough map deposited with the town clerk certified by him to be true shall be received in all courts of justice and elsewhere as *primâ facie* evidence of the contents of the map so far as it relates to the boundaries of the Borough and the map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough and any such person shall be entitled to a copy of or extract from the map certified by the town clerk to be true on payment of a reasonable fee to be determined by the Corporation All fees so received shall be carried to the credit of the borough fund.

Powers and
duties of
justices &c.
extended.

Art. V. The powers and duties of the justices of the peace appointed for the existing Borough of the clerk to those justices and of the police constables and other peace officers of the existing Borough shall extend to and apply throughout the Borough:

Provided that every person committing an offence in any part of the added areas prior to the commencement of this Order shall be tried adjudicated on and dealt with as if this Order had not been made:

Provided also that every proceeding which prior to the commencement of this Order has been begun by or before any justice or justices in relation to any matter arising in or concerning any part of the added areas may be carried on continued or completed in like

manner and with the like incidents and consequences as nearly as may be as if this Order had not been made. A.D. 1909.

Art. VI.—(1) For the purposes of the parish burgess lists and burgess roll and the other lists to be made under the Municipal Corporations Acts and of all matters connected with incidental to or consequent upon those purposes the added areas shall be deemed to have always been part of the Borough. *Dewsbury
Order.*
Parish bur-
gess lists &c.

(2) In making out revising or otherwise dealing with the said lists and roll or the lists of county electors and the county register to be made for the County in pursuance of the County Electors Act 1888 or any Act amending that Act or the lists and registers of parochial electors effect shall be given so far as the circumstances require or allow to the provisions of this Order.

(3) Where any difficulty in giving effect to the provisions of this Order can be obviated or removed by any alteration in or re-arrangement of or any other action affecting the said lists roll and registers that alteration re-arrangement or action so far as the same may be necessary for giving effect to the said provisions shall be made or taken by the town clerk of the existing Borough or the clerk of the County Council as the case may require and the Overseers of the Poor shall render such assistance as may be requisite for the purpose of the said alteration re-arrangement or action by the town clerk or clerk of the County Council as the case may be and that alteration re-arrangement or action shall be deemed to be authorised by the provisions in force with respect to the said lists roll and registers.

(4) Where in the opinion of the Local Government Board the circumstances so require the Local Government Board may make such order as appears to them to be necessary to give effect to the provisions of this Order and may vary so far as is requisite the provisions in force with regard to the said lists roll and registers.

Art. VII.—(1) The persons who at the date of the passing of the Act confirming this Order are the Mayor Aldermen and Councillors of the existing Borough shall notwithstanding anything contained in any other enactment continue to hold office as to the Mayor until a Mayor has been elected for the Borough at the first meeting of the Council of the Borough as to Councillors until the Twenty-second day of March One thousand nine hundred and ten and as to Aldermen until the Thirty-first day of March One thousand nine hundred and ten and shall then go out of office. Continuance
in office of
Mayor &c. of
Corporation.

(2) If after the date of the passing of the Act confirming this Order any casual vacancy shall occur among the members of the Council of the existing Borough or of any of the Urban Councils such vacancy shall not be filled up.

A.D. 1909.

*Dewsbury
Order.*

Number of
Councillors
and Alder-
men.

Division into
wards.

Art. VIII. The number of Councillors of the Borough shall be increased from eighteen to twenty-seven and the number of Aldermen of the Borough shall be increased from six to nine.

Art. IX. Subject to the provisions of the Municipal Corporations Acts with respect to the alteration of wards the following provisions shall have effect:—

(1) For the purposes of the election of Councillors the Borough shall be divided into nine wards which shall be named respectively the Trinity North Ward the Trinity South Ward the All Saints' Ward the Saint John's East Ward the Saint John's West Ward the Ravensthorpe Ward the Earlsheaton Ward the Thornhill North Ward and the Thornhill South Ward:

Boundaries
of wards.

(2) Each of the said wards shall comprise that portion of the Borough which is indicated by a separate colour and distinguished by the name of the ward on the Ward maps:

(3) Three Councillors shall be assigned to each of the said wards.

Provisions
for election of
Councillors
in 1910.

Art. X. The first election of a town council for the Borough shall be held in the month of March One thousand nine hundred and ten and the following provisions shall apply with regard to such election:—

(A) The town clerk and the Mayor of the existing Borough or such other persons as the Local Government Board shall appoint shall perform the duties devolving upon the town clerk and Mayor respectively under the Municipal Corporations Acts and the Mayor of the existing Borough shall be the returning officer at the election for all the wards Provided that the Mayor of the existing Borough may appoint some other person to act as returning officer at the election for any of the wards:

(B) Twenty-seven Councillors of the Borough shall be elected on the Twenty-second day of March One thousand nine hundred and ten and nine Aldermen of the Borough shall be elected on the Thirty-first day of March One thousand nine hundred and ten:

(C) Notwithstanding anything in the Municipal Corporations Acts to the contrary all the Councillors of the existing Borough who shall be in office on the Twenty-second day of March One thousand nine hundred and ten shall go out of office on that date and all the Aldermen of the existing Borough who shall be in office on the Thirty-first day of March One thousand nine hundred and ten shall go out of office on that date and all the said Councillors and Aldermen shall

be eligible for election as Councillors of the Borough on the Twenty-second day of March One thousand nine hundred and ten.

A.D. 1909.

Dewsbury
Order.

Art. XI.—(1) The Councillors elected for the Borough in the month of March One thousand nine hundred and ten in pursuance of this Order shall retire as follows:—

Retirement of
Councillors
and Alder-
men elected
in 1910.

(A) The Councillor for each ward who is elected by the smallest number of votes on the First day of November One thousand nine hundred and ten:

(B) The Councillor for each ward who is elected by the largest number of votes on the First day of November One thousand nine hundred and twelve:

(C) The other Councillor for each ward on the First day of November One thousand nine hundred and eleven.

(2) The Aldermen elected for the Borough in the month of March One thousand nine hundred and ten in pursuance of this Order shall

(A) The four Aldermen elected by the smallest number of votes on the Ninth day of November One thousand nine hundred and twelve:

(B) The other five Aldermen on the Ninth day of November One thousand nine hundred and fifteen:

Provided that if for any reason it is doubtful which of the Councillors or Aldermen as the case may be ought to retire on the dates above specified the Council of the Borough shall on the Thirty-first day of March One thousand nine hundred and ten or at the next following quarterly meeting and not later by a majority of votes or in case of an equality of votes by the casting vote of the chairman determine which of the Councillors or Aldermen as the case may be shall go out of office on the dates above specified respectively.

Art. XII.—(1) The first meeting of the Council of the Borough shall be held on the Thirty-first day of March nineteen hundred and ten at twelve o'clock noon and the first business to be transacted at the meeting shall be the election of the Mayor of the Borough who shall hold office until the Ninth November nineteen hundred and ten.

First meeting
of council
and election
of mayor.

(2) The provisions of the Municipal Corporations Acts so far as they are applicable and are not inconsistent with the provisions of this Order shall apply to such first meeting as if it were the quarterly meeting of the Council held at noon on the Ninth November within the meaning of those Acts.

(3) If any difficulty arises with respect to the first meeting of the Council of the Borough the Local Government Board may by order do

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909. anything which appears to them to be necessary or expedient for the proper holding of the first meeting.

*Dewsbury
Order.*

Any such order may modify any provisions of this Order and any enactments applied by this Order so far as appears to the Local Government Board to be necessary or expedient for carrying the order into effect.

Corporation
Local Acts
and Orders.

Art. XIII. Subject to the provisions of this Order—

(1) Sections 29 and 30 of the Local Act of 1884 shall be repealed :

(2) Sections 50 and 51 of the Local Act of 1884 shall remain in force in and apply only to the area comprised in the existing Borough and shall not be in force within or apply to any part of the added areas :

(3) From and after the Twenty-ninth day of September One thousand nine hundred and ten the limits within which the Corporation and the Batley Corporation are respectively authorised to supply gas shall be altered so that so much of the added part of Soothill Upper as immediately before the commencement of this Order is included in the limits within which the Batley Corporation may supply gas under the provisions of the Local Act of 1873 shall be included in the limits within which the Corporation may supply gas and shall cease to be within the limits within which the Batley Corporation may supply gas under the provisions of the Local Act of 1873 and the provisions of the Local Act of 1873 and of any Act or Provisional Order extending or amending that Act shall apply and have effect accordingly :

(4) Nothing in this Order contained shall alter or prejudicially affect the powers duties and liabilities of the Mirfield Gas Company or shall extend the limits within which the Corporation may supply gas to any area within the gas limits of that company :

(5) The unrepealed provisions of the Local Acts and of the Confirmation Acts specified in the Schedule A. to this Order so far as the last-mentioned Acts respectively relate to the Provisional Orders specified in that Schedule and of any other Local Act or Provisional Order duly confirmed by Parliament (other than the Local Acts or Provisional Orders specified in the Schedule B. to this Order) and affecting the existing Borough or the Corporation as the same respectively are in force within or apply to the existing Borough at the commencement of this Order shall

Provisional Orders Confirmation (No. 6) Act, 1909.

extend and apply to the Borough and shall have effect as if for any reference therein to the existing Borough or the Corporation of the existing Borough there were substituted a reference to the Borough or the Corporation of the Borough :

A.D. 1909.

*Dewsbury
Order.*

- (6)—(a) All powers duties property and liabilities vested in or attaching to the Corporation under or by virtue of the unrepealed provisions of the Local Acts and of the Confirmation Acts specified in the Schedule B. to this Order so far as the last-mentioned Acts respectively relate to the Provisional Orders specified in that Schedule shall vest in and attach to the Corporation of the Borough and all the said property shall be held in trust for the benefit of the area of the existing Borough and all the said liabilities shall remain a charge upon the area of the existing Borough until the expiration of fifteen years from the commencement of this Order and thereafter the said property shall be held in trust for the benefit of and the said liabilities shall be a charge upon the area of the Borough but nothing in this Order shall extend the area within which the Corporation or the Dewsbury and Heckmondwike Waterworks Board or the Urban District Council of Heckmondwike may supply water under those Acts and Provisional Orders ;

(b) Notwithstanding anything contained in this Article the Corporation shall in regard to the area comprised in the Ravensthorpe district have and be subject to all the powers duties and liabilities in relation to the supply of water which the Ravensthorpe Council had and were subject to immediately before the commencement of this Order and the Corporation shall in regard to the remainder of the added areas have and be subject to all the powers duties and liabilities of an urban authority in relation to the supply of water under the Public Health Acts :

- (7) The electricity undertaking of the Ravensthorpe Council and all the powers duties property and liabilities of the Ravensthorpe Council under the Ravensthorpe enactments shall by virtue of this Order be transferred to and vested in and attach to the Corporation and the electricity undertaking shall be carried on by the Corporation in pursuance of the Ravensthorpe enactments in that part of the Borough which comprises the area of the Ravensthorpe District and the Ravensthorpe enactments shall apply and have effect with respect to the said part of the Borough to the electricity undertaking as carried on

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*Dewsbury
Order.*

in pursuance of this sub-division to the Corporation and to the powers duties property and liabilities of the Corporation in respect of the electricity undertaking as if with the necessary modifications and subject to the condition that all expenses of the electricity undertaking except so far as those expenses are defrayed by means of moneys received in respect of the electricity undertaking shall be defrayed out of the district fund and general district rate of the Borough the Ravensthorpe enactments were re-enacted in this Order and in terms made applicable as aforesaid :

54 Vict.
c. xlix.

(8) The Dewsbury Electric Lighting Order 1891 as confirmed by the Electric Lighting Orders Confirmation (No. 1) Act 1891 shall have effect subject to the provisions of sub-division (7) of this Article and shall accordingly apply to that part of the Borough which will not comprise the area of the Ravensthorpe District and shall have effect as if for any reference therein to the existing Borough or the Corporation of the existing Borough there were substituted a reference to that part of the Borough or to the Corporation of the Borough :

(9) Nothing in this Article or in the Ravensthorpe enactments or in the Dewsbury Electric Lighting Order 1901 as applied by sub-division (8) of this Article shall prejudicially affect the undertaking or powers of the Yorkshire Electric Power Company under the Yorkshire Electric Power Act 1901 in relation to any part of the added areas and in relation to any part of the added areas that Act shall continue to apply as if within the meaning of the said Act the added areas were an Urban District of which the Corporation of the Borough are the Council and formed no part of the Borough and as if no consent of a distributing authority were required in any case to enable the Company to supply energy in the added areas.

Water supply
to added part
of Soothill
Upper.

Art. XIV. The added part of Soothill Upper shall continue as heretofore to be supplied with water obtained under the provisions of the Agreement dated the Third day of July One thousand eight hundred and seventy-one and made between the Corporation of Halifax of the first part Henry Savile of the second part the Local Board of the Township of Soothill Upper of the third part and the Local Board of the Township of Thornhill of the fourth part to the extent to which the Corporation are under the said Agreement entitled to such water as the successors of the Soothill Upper Council.

Art. XV. From and after the Twenty-ninth day of September One thousand nine hundred and ten—

A.D. 1909.

*Dewsbury
Order.*

- (1) The gas undertaking of the Batley Corporation (including all such lands buildings works apparatus conveniences stores materials products powers duties and liabilities as immediately before the commencement of this Order belong to or are exerciseable or enjoyed by or attach to the Batley Corporation) so far as relates to or is necessary for the supply of gas within the added part of Soothill Upper shall by virtue of this Order be transferred to and vested in the Corporation and Section 62 of the Act of 1888 shall apply for the purposes of any adjustment consequent upon the transfer of the gas undertaking in pursuance of this Order and concerning the Corporation and the Batley Corporation as the authorities interested but except with the consent of the Batley Corporation nothing in this Article or in or done or to be done under any enactment applied by this Article shall have effect so as to transfer to and vest in the Corporation or to provide for or entitle the Corporation to claim or enforce the joint use by the Corporation and the Batley Corporation of the gas undertaking of the Batley Corporation so far as that gas undertaking relates to and is necessary for the supply of gas within the limits within which in pursuance of sub-division (3) of Article XIII. of this Order the Batley Corporation may supply gas:

Transfer to
Corporation
of part of gas
undertaking
of Batley
Corporation.

Provided that for the purposes of and incidental to the maintenance use repair relaying or renewal of the mains works and apparatus of the Batley Corporation in Grange Road and Leeds Road and so far as may be necessary for the supply of gas by that corporation within the limits lastly herein-before referred to the Batley Corporation shall have and may exercise the same powers of breaking up roads and otherwise for the purposes aforesaid as they would have had or might have exercised if this Order had not been made:

- (2) So much of the gas undertaking of the Batley Corporation as by virtue of this Order is transferred to and vested in the Corporation shall be deemed for all purposes to be part of the gas undertaking of the Corporation and the enactments applicable to the gas undertaking of the Corporation shall apply and have effect accordingly:

Provided that during the period of fifteen years from the commencement of this Order the prices charged by the Corporation for the supply of gas in so much of the added

A.D. 1909.

*Dewsbury
Order.*

part of Soothill Upper as before the commencement of this Order was comprised within the gas limits of the Batley Corporation shall not exceed the prices charged by that Corporation on the thirty-first day of March nineteen hundred and nine.

Byelaws &c.

Art. XVI.—(1) The water charges and subject to the provisions of this Order all byelaws and regulations and every list of tolls and table of fees and payments and scale of charges made by the Corporation which at the commencement of this Order are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as any such water charges byelaws or regulations or list of tolls or table of fees and payments or scale of charges are altered or repealed.

(2) All byelaws and regulations made by the Urban Councils or their predecessors and in force immediately before the commencement of this Order in any part of the added areas shall on that date cease to be in force except as regards any work which has been begun before that date or as regards any work which has not been so begun but for which plans have been approved by the Council of the Urban District in which the part is situated before that date or have been sent to the surveyor or clerk to that Council one month at least before that date and shall not have been disapproved by that Council. As regards any such work as aforesaid the byelaws in force immediately before the commencement of this Order shall continue to apply until the completion of the work in like manner and with the like effect as if those byelaws had been made by the Corporation and as if the Corporation and the Borough were referred to therein instead of the Council of the Urban District in which the part is situated and that District. Provided that any proceedings which if this Order had not been made might have been taken by any of the Urban Councils after the commencement of this Order for any offence committed before the commencement of this Order against any byelaws and regulations made by that Council or their predecessors and in force immediately before the commencement of this Order in any part of the added areas may be taken by the Corporation as if those byelaws and regulations had remained in force and the Corporation had been substituted therein for the said Council.

Town clerk
and other
officers con-
tinued.

Art. XVII.—(1) The town clerk and all other officers and servants of the Corporation of the existing Borough who hold office at the commencement of this Order shall continue to be the town clerk and officers and servants of the Corporation of the Borough and shall hold their offices by the same tenure as at that date.

Borough
auditors.

(2) The auditors who are in office at the commencement of this Order shall continue in office and shall for the purposes of the Municipal

[9 EDW. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

Corporations Acts be the borough auditors until the next ordinary day of election of borough auditors.

A.D. 1909.

Dewsbury
Order:

Existing
officers.

Art. XVIII.—(1) Every clerk to justices and every officer or servant of or paid by the County Council or of or paid by the Standing Joint Committee of the County and every other officer or servant who by virtue of this Order or of anything done in pursuance or in consequence thereof suffers any direct pecuniary loss by abolition of office or by diminution or loss of fees or salary and for whose compensation no other provision is made by any enactment for the time being in force and applicable to his case shall be entitled to have compensation paid to him by the Corporation for that pecuniary loss and in determining the said compensation regard shall be had to the conditions and other circumstances required by subsection (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section and the compensation shall not exceed the limit therein mentioned and shall be paid in the case of any such officer or servant whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act 1875 out of the district fund and general district rate of the Borough and in every other case out of the borough fund and borough rate of the Borough and the provisions of subsections (2) to (7) of Section 120 of the Act of 1888 shall apply with the necessary modifications Provided that the non-acceptance of any office shall not be a bar to the right of any officer to compensation.

(2) For the purposes of subdivision (1) of this Article any officer or servant to whom that subdivision applies and whose services are dispensed with or whose salary is reduced by the County Council or the Standing Joint Committee or any other authority including the Corporation within five years from the commencement of this Order because his services are not required or his duties are diminished in consequence of this Order and not on the ground of misconduct shall be deemed to have suffered a direct pecuniary loss in consequence of this Order.

Art. XIX.—(1) Any action or proceeding or any cause of action or proceeding which at the commencement of this Order is pending or existing by or against any of the Urban Councils in relation exclusively to any part of the added areas shall not be in anywise prejudicially affected by reason of the making of this Order but may be continued prosecuted and enforced by or against the Corporation of the Borough.

Actions &c.
not to abate.

(2) Anything duly done or suffered and all contracts deeds bonds agreements and other instruments (subsisting at the commencement of this Order) entered into or made by any of the Urban Councils or their predecessors in relation exclusively to any part of the added areas

Saving for
contracts &c.

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909. shall be of as full force and effect against or in favour of the Corporation of the Borough and may be continued and enforced as fully and effectually as if instead of the Urban Council or their predecessors the Corporation had done or suffered the same or been a party thereto.

Dewsbury Order.

Corporation property &c.

Art. XX. Subject to the provisions of this Order all property vested in the Corporation at the commencement of this Order for the benefit of the existing Borough shall by virtue of this Order be held by the Corporation for the benefit of the Borough and the Corporation shall hold enjoy and exercise for the benefit of the Borough all the powers which at the date aforesaid are exercisable by or vested in the Corporation for the benefit of the existing Borough and all liabilities which on the date aforesaid attach to the Corporation in respect of the existing Borough shall from and after that date attach to them in respect of the Borough.

Liquidation of current debts and liabilities by Urban Councils.

Art. XXI. Each of the Urban Councils shall liquidate as far as practicable before the commencement of this Order all current debts and liabilities incurred by them.

Transfer and vesting of property and liabilities of Urban Councils.

Art. XXII. Subject to the provisions of this Order—

(1)—(a) All property and liabilities which immediately before the commencement of this Order are vested in or attach to the Thornhill Council the Ravensthorpe Council or the Soothill Nether Council (whether acting as an urban district council a burial authority or otherwise) shall by virtue of this Order be transferred to vested in and attach to the Corporation as Urban District Council or as the Burial Board for the Borough as the case may require ;

(b) All property and liabilities which immediately before the commencement of this Order are vested in or attach to the Soothill Upper Council in relation exclusively to the added part of Soothill Upper shall by virtue of this Order be transferred to vested in and attach to the Corporation as Urban District Council and any property and liabilities vested in or attached to the Soothill Upper Council in relation to the added part of Soothill Upper conjointly with the remainder of the Soothill Upper District shall be a matter for an adjustment concerning the Corporation and the Batley Corporation as the authorities interested under Section 62 of the Act of 1888 :

Abolition of Urban Councils.

(2) The Urban Councils shall at the commencement of this Order be abolished and cease to exist :

Provisional Orders Confirmation (No. 6) Act, 1909.

- (3) All arrears of rates made by any of the Urban Councils and all other payments which at the commencement of this Order are due or owing to any of the said Councils in respect of any part of the added areas may be collected and recovered by the Corporation: A.D. 1909.
Dewsbury
Order.
Arrears of
rates &c.
- (4) For the purposes of the application of Section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Order that section shall have effect as if in subsections (5) (6) and (7) thereof the expression "Council" included any authority affected by this Order or by anything done in pursuance of this Order and as if in the case of any such authority not otherwise empowered to borrow under any Act or on any security or in any manner mentioned in the said subsection (6) that subsection empowered the authority to borrow under any Act relating to and conferring on the authority a power to borrow on the security of all or any of the funds rates and revenues of the authority and in the manner provided by the said Act but without the consent of any other authority and subject to the requirement that all money so borrowed shall be repaid within such period as the Local Government Board may sanction: Adaptation
of provisions
as to adjust-
ment.

Provided that for the purposes of the application of Section 62 of the Act of 1888 to any adjustment which may become necessary in consequence of this Order so far as it relates to the amalgamation of the added part of Soothill Upper with the existing Township of Dewsbury that section shall have effect—

- (A) As if the Overseers of the Township of Dewsbury and the persons who immediately before the commencement of this Order were the Overseers of the existing Parish of Soothill Upper or if the circumstances of the case so require any persons who may be substituted for those persons by an Order of the Local Government Board were within the meaning of the said section authorities affected by this Order; and
- (B) As if for subsections (6) and (7) of the said section there were substituted the subsections hereunto appended that is to say:—

" (6) If it is necessary for the purpose of giving effect
" to any agreement or award for an adjustment that a
" separate rate shall be levied in part of a parish only
" the agreement or award may authorise the making of
" such a separate rate as if it were a poor rate and as
" if the part of the parish on which it is to be levied
" were a whole parish."

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909.

*Dewsbury
Order.*

“ (7) Any sum paid for the purposes of any adjustment
“ or in pursuance of any order or award of an arbitrator
“ shall be applied by such person in such manner and
“ for such purpose as the Local Government Board may
“ authorise or direct.”

*Mortgage
debts of Ur-
ban Councils
and Corpora-
tion.*

Art. XXIII.—(1) The liability for repayment of any sums borrowed by the Ravensthorpe Council (including every such liability in relation to any sums borrowed by the Ravensthorpe Council under the Ravensthorpe enactments in respect of the electricity undertaking of the Ravensthorpe Council) the Soothill Nether Council and the Thornhill Council or of so much of any of those sums as will be owing at the commencement of this Order and for the payment of the interest thereon shall by virtue of this Order be transferred and attach to the Corporation and so much as will at the commencement of this Order be outstanding in respect of any sum borrowed as aforesaid and so much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged on the district fund and general district rate of the existing Borough shall by virtue of this Order be charged upon the district fund and general district rate of the Borough and so much of any sums borrowed by the Corporation as will at the commencement of this Order be owing and charged upon the borough fund and borough rate of the existing Borough shall by virtue of this Order be charged upon the borough fund and borough rate of the Borough and all such sums shall together with the interest to accrue due thereon be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned or within which the same are otherwise required to be repaid or are made repayable :

Provided that nothing in this subdivision shall prejudice or affect any mortgage or other security which has been granted in respect of any sum borrowed as aforesaid or the powers of any person entitled under any such mortgage or other security to enforce the same as if this Order had not been made and where for any such purpose it is necessary to continue the exercise of a power which would have existed but for this Order the power may continue to be exercised as if this Order had not been made and the general district rate of the Borough or the borough rate of the Borough as the case may be shall for any such purpose be levied and have effect in substitution for the rate which would have been leviable if this Order had not been made.

(2) The liability for the repayment of so much of any sums borrowed by the Soothill Upper Council as will be owing at the commencement of this Order and for the payment of interest thereon shall be a matter for an adjustment concerning the Corporation and the

[9 Edw. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

Batley Corporation as the authorities interested under Section 62 of the Act of 1888.

A.D. 1909.

*Dewsbury
Order.*

Adoptive
Acts.

Art. XXIV.—(1) The provisions of the Baths and Washhouses Acts 1846 to 1899 Part III. of the Public Health Acts Amendment Act 1890 the Infectious Disease (Prevention) Act 1890 the Museums and Gymnasiums Act 1891 the Public Libraries Acts 1892 to 1901 and the Notification of Births Act 1907 shall be in force in and apply to the Borough as if the same had been adopted therein.

(2) The provisions of the Private Street Works Act 1892 shall cease to be in force in and apply to any part of the added areas :

Provided that nothing in this subdivision shall—

- (A) affect the operation prior to the commencement of this Order of any such provisions or anything duly done or suffered thereunder; or
- (B) affect any right privilege or obligation or liability acquired accrued or incurred under any such provisions; or
- (C) affect any penalty forfeiture or punishment incurred in respect of any offence committed against any such provisions; or
- (D) affect any investigation legal proceeding or remedy in respect of any such right privilege obligation liability penalty forfeiture or punishment as aforesaid.

Art. XXV. Subject to the provisions of any order which the Local Government Board may hereafter make—

Powers of
Borough
Council under
Section 33 of
Act of 1894.

- (1) The provisions of any order heretofore made by the Local Government Board and conferring upon the Council of the existing Borough any of the matters mentioned in Section 33 of the Act of 1894 and in that order shall be deemed to have effect as if any reference to the existing Township of Dewsbury extended and applied to the Townships of Dewsbury and Thornhill and to the Parishes of Ravensthorpe and Soothill Nether :
- (2) The powers duties or liabilities vested in or attaching to the Thornhill Council in relation to parochial charities and the custody of parochial books and documents by virtue of the orders made by the Local Government Board under the said section and dated respectively the Sixteenth day of July One thousand eight hundred and ninety-six and the Seventh day of January One thousand eight hundred and ninety-seven shall by virtue of this Order vest in and attach to the Corporation in respect of the Township of Thornhill in like manner and with the like effect in all respects as if the Corporation had been referred to in those orders instead of the Thornhill Council.

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909.

*Dewsbury
Order.*

Adaptation
of Dewsbury
Joint Hospi-
tal Orders
1893 to 1907.

Art. XXVI. The Acts confirming the Dewsbury Joint Hospital Orders 1893 to 1907 so far as the said Acts relate to those Orders shall be adapted and modified so that in relation to the said Acts and Orders the following provisions shall have effect that is to say:—

- (1) The area of the Thornhill District shall be added to the Hospital District and the Borough shall be a constituent district of the Hospital District and the Corporation of the Borough shall be a constituent authority of the Hospital Board and all references in the said Orders to the constituent districts and constituent authorities respectively shall be deemed to include the Borough and the Corporation of the Borough respectively :
- (2) The Dewsbury Joint Hospital Orders 1893 to 1907 as altered by this Order shall have effect as if the Schedule to the Dewsbury Joint Hospital Order 1896 were altered as follows :—
 - (A) By the substitution in column 4 of the Schedule opposite the words "The Borough of Dewsbury" in column 1 of the number "10" for the number "6";
 - (B) By the omission from the several columns of the Schedule of all particulars relating to the Urban District of Ravensthorpe the Urban District of Soothill Nether and the Urban District of Soothill Upper :
- (3) The provisions of Article IX. of the Dewsbury Joint Hospital Order 1893 as altered by Article III. of the Dewsbury Joint Hospital Order 1896 shall apply to the first election by the Corporation of the Borough of the elective members to represent the Corporation upon the Hospital Board as if the election related to the filling of casual vacancies occurring at the commencement of this Order :
- (4) The elective members representing the Corporation of the existing Borough the Ravensthorpe Council and the Soothill Nether Council upon the Hospital Board who may be in office at the commencement of this Order shall continue in office until members representing the Corporation of the Borough shall have been elected in pursuance of this Order and shall then go out of office :
- (5) Nothing in this Article shall abridge take away or prejudicially affect the power of the Corporation to maintain or improve for the use of the inhabitants of the Borough any hospital forming part of the property transferred from the Thornhill Council to the Corporation of the Borough by virtue of this

[9 EDW. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

Order unless or until the Local Government Board on the application of the Corporation or of the Hospital Board by order make such alterations adaptations or modifications of the Acts confirming the Dewsbury Joint Hospital Orders 1893 to 1907 as will provide for the transfer of the hospital to the Hospital Board and for the use of the said hospital for the purposes of the Dewsbury Joint Hospital Orders 1893 to 1907 of the Hospital Board and of the Hospital District upon such terms and subject to such conditions as are prescribed by that order and thereafter the Acts confirming the Dewsbury Joint Hospital Orders 1893 to 1907 shall in relation to those Orders as adapted and modified by this Order have effect subject to the order made in pursuance of this subdivision :

A.D. 1909.
—
*Dewsbury
Order.*

- (6) This Article so far as regards that part of the Soothill Upper District which by the Batley (Extension) Order 1909 is added to the Borough of Batley as it existed immediately prior to the commencement of that Order shall in relation to the Hospital District and the Hospital Board have effect subject to the Batley (Extension) Order 1909 and to any order made in pursuance of that Order.

Art. XXVII. For the purposes and subject to the provisions of the Education Acts 1870 to 1907—

Transfer of
public ele-
mentary
schools &c. to
Corporation.

- (1) All public elementary schools (including the sites and schoolhouses) provided by the local education authority and situate within any part of the added areas with the furniture and fittings of the schoolhouses shall by virtue of this Order be transferred to and vested in the Corporation as the local education authority for all the estate and interest therein of the County Council as the local education authority and all contracts debts and liabilities which at the commencement of this Order are existing or are owing by or attach to the County Council in respect exclusively of the said public elementary schools furniture or fittings or of any other public elementary school situate in any part of the added areas or with respect to the officers teachers and servants of any of the said public elementary schools shall by virtue of this Order enure to and be carried into effect by and be discharged and satisfied by the Corporation as the local education authority :

Provided that Section 68 of the Act of 1894 shall apply with respect to any adjustment required for the purposes of this subdivision :

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909.

*Dewsbury
Order.*

Mortgage
debts in
respect of
transferred
schools.

- (2) The liability for repayment of so much of any loan raised exclusively in respect of any public elementary school (including the site and schoolhouse) and any furniture or fittings transferred to and vested in the Corporation by virtue of this Order as will be owing at the commencement of this Order and the liability for the payment of interest on that part of the said loan shall by virtue of this Order be transferred and attach to the Corporation as the local education authority and so much of any such loan as will be owing at the commencement of this Order shall be charged on the borough fund and the borough rate of the Borough and shall be repaid by the Corporation within the period if any for which that part of the loan was originally sanctioned or within which the said part of the loan is otherwise required to be repaid or is made repayable :
- (3) Any byelaws in force in the existing Borough immediately before the commencement of this Order shall from and after that date apply to the Borough until revoked or altered and from and after that date any byelaws then in force in any part of the added areas shall cease to be in force :
- (4) Every manager of any public elementary school in the added areas who may have been appointed by the County Council or any of the Urban Councils shall vacate office at the commencement of this Order :
- (5) As from the commencement of this Order any schemes for the establishment of education committees made by the Ravens-thorpe Council or the Thornhill Council under Section 17 of the Education Act 1902 shall be revoked.

Differential
rating.

Art. XXVIII. Subject as herein-after provided—

- (1) During a period of fifteen years from the commencement of this Order the general district rate to be levied in any one year by the Corporation in respect of any hereditament in—

(A) the area comprised in the Ravensthorpe District shall not exceed three shillings

(B) the area comprised in the Soothill Nether District shall not exceed five shillings

(C) the area comprised in the added part of Soothill Upper shall not exceed four shillings and twopence and

(D) the area comprised in the Thornhill District shall not exceed three shillings and tenpence

in each pound of the rateable value of the hereditament in each case :

[9 EDW. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

- (2) During the same period the total amount of the borough rate and any other rate or rates other than the general district rate levied in any one year by the Corporation in respect of any hereditament in any part of the added areas shall not exceed one shilling and twopence in each pound of the rateable value of the hereditament: A.D. 1909.
Dewsbury Order.
- (3) Nothing in this Article shall have effect so as to apply in relation to an area described in this Article any limit upon the amount of a rate leviable for the purpose of defraying any expenses of the Corporation in pursuance of any public general Act which may hereafter be passed and may confer additional powers or impose additional duties upon the Corporation:
- (4) Provided that if such additional powers or duties relate to the treatment of trade effluents the Corporation before increasing the rate in the area comprised in the Soothill Nether District under the power reserved to them by the last preceding sub-division of this Article for the purpose of defraying any expenses incurred in the exercise or performance of such powers or duties shall give credit to that area for the value of any then existing works provided by the Soothill Nether Council which are efficient and which can be utilised by the Corporation for treating such effluents and that in case the representatives of the Earlsheaton Ward do not agree with the amount of the credit proposed to be given such amount shall be settled by an Engineer to be nominated by the President for the time being of the Institution of Civil Engineers and his decision shall be final and further that in the event of any special rate or charge being laid upon the manufacturers in the Earlsheaton Ward they shall receive the same favourable consideration in respect of works for dealing with trade sewage constructed by them as shall be accorded to manufacturers in the existing Borough who have constructed like works:
- (5) If at the expiration of the said period of fifteen years there shall be any debit balance against the Corporation on revenue account either of the borough fund or of the district fund after providing for the services of such period no part of such balance shall be liquidated by means of any rate levied in the added part of Soothill Upper but such balance shall (if and so far as necessary) be provided for by means of a rate levied on the area of the Borough exclusive of the added part of Soothill

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909.

*Dewsbury
Order.*

Upper and any question as to whether any such debit balance in fact exists or as to the amount thereof shall be determined by the Local Government Board upon the application of the Corporation or of any twenty ratepayers within the said added part.

Audit of
accounts of
Urban Councils.

Art. XXIX. The accounts of the Urban Councils and of the committees and officers of those Councils shall be made up to the commencement of this Order and shall be audited in like manner and subject to the like incidents and consequences as if this Order had not been made :

Provided that the audit may be held as soon as practicable after that date any statutory provision or regulation as to the time of holding the audit to the contrary notwithstanding :

Provided also that any sum certified by the district auditor to be due from any person shall be paid to the treasurer of the Borough and in the case of any sum so certified in connexion with the accounts of the Soothill Upper Council it shall be a matter for an adjustment concerning the Corporation and the Batley Corporation as the authorities interested under Section 62 of the Act of 1888.

Electoral
Divisions
and County
Councillors.

Art. XXX.—(1) Subject to the provisions of Section 54 of the Act of 1888—

- (A) The added part of Soothill Upper shall cease to form part of the Ossett Electoral Division of the County the area of the Ravensthorpe District shall cease to form part of the Heckmondwike Electoral Division and the Thornhill Electoral Division shall be abolished :
- (B) The area comprised in the Borough shall form three new electoral divisions of the County to be termed respectively the Dewsbury No. 1 Electoral Division the Dewsbury No. 2 Electoral Division and the Dewsbury No. 3 Electoral Division :
- (C) The Dewsbury No. 1 Electoral Division shall comprise the area included in the Trinity North the Trinity South and the All Saints' Wards constituted by this Order the Dewsbury No. 2 Electoral Division shall comprise the area included in the Saint John's West the Saint John's East and the Ravensthorpe Wards constituted by this Order and the Dewsbury No. 3 Electoral Division shall comprise the area included in the Earlsheaton the Thornhill North and the Thornhill South Wards constituted by this Order.

(2) The persons who immediately before the commencement of this Order are the County Councillors representing the Ossett Electoral

[9 EDW. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

Division and the Heckmondwike Electoral Division of the County shall continue to represent the same divisions as if they had been originally elected to represent those divisions as hereby diminished. A.D. 1909.
—
*Dewsbury
Order.*

(3) The persons who immediately before the commencement of this Order are the persons respectively representing the existing Dewsbury No. 1 the existing Dewsbury No. 2 and the existing Thornhill Electoral Divisions of the County shall from and after the commencement of this Order represent respectively the Dewsbury No. 1 the Dewsbury No. 2 and the Dewsbury No. 3 Electoral Divisions of the County as hereby constituted as if they had been originally elected to represent the last named divisions.

Art. XXXI.—(1) The Council of the Borough shall be the Burial Board for the Borough and shall have within the Borough to the exclusion of any other burial authority all the powers duties and liabilities of a burial board under the Burial Acts 1852 to 1906. Council of
Borough to
be Burial
Board for
Borough.

(2) In relation to a burial ground vested before the commencement of this Order in the Corporation of the existing Borough or forming part of the property transferred to the Corporation of the Borough by virtue of this Order—

(i) Nothing in this Order shall prejudice or affect any such right of burial or of constructing a place of burial or of erecting and placing any monument gravestone tablet or monumental inscription as a parishioner an inhabitant or another person has had or acquired before the commencement of this Order;

(ii) The condition subject to which after the commencement of this Order any such right may be acquired enjoyed or exercised by a person who is not an inhabitant of the area for which the burial ground was provided shall be in all respects such as to safeguard and give full effect to the preferential enjoyment or exercise of the like right by a person who had or acquired the right before the commencement of this Order;

(iii) In the sale of any such right after the commencement of this Order the Council of the Borough as the Burial Board for the Borough shall so far as practicable entertain and give effect to an application to purchase the right by an inhabitant of the area for which the burial ground was provided in preference to a like application by any other person.

(3) Subject to the provisions of the Burial Act 1900 all fees payments and sums fixed and settled and receivable by the Soothill Nether Council immediately prior to the commencement of this Order

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909. shall thenceforth in respect of the burial ground transferred to the Corporation by virtue of this Order be receivable by the Council of the Borough acting as a Burial Board until or except in so far as any such fees payments or sums may be altered or varied in pursuance of the statutory provisions in that behalf.

Dewsbury Order.

County police.

Art. XXXII.—(1) At the commencement of this Order such members if any of the police force of the County as shall be determined by agreement to be made as soon as practicable after the date of the Act of Parliament confirming this Order between the Standing Joint Committee of the County and the Watch Committee of the existing Borough or in default of such agreement as shall be determined by a Secretary of State shall be transferred to and become part of the police force of the Borough and any member of the county police force so transferred shall hold office upon the same tenure and upon the same terms and conditions as if this Order had not been made and while he performs the same or similar duties his remuneration emoluments and allowances and the pension (if any) to which he is entitled shall not be less than they would have been if this Order had not been made.

53 & 54 Vict.
c. 45.
6 Edw. 7. c. 7.

(2) The provisions of Section 15 (2) of the Police Act 1890 as amended by the Police (Superannuation) Act 1906 shall extend and apply to and in relation to any member of the police force transferred under the powers of this Article as if that member had removed with the written sanction of the Chief Constable of the County.

County police stations.

(3) All the county police stations situate in any part of the added areas with the residences for constables and cells connected therewith and the fittings and furniture thereof respectively shall by virtue of this Order be transferred to and vest in the Corporation as from the commencement of this Order for all the estate and interest therein of the County Council and there shall be paid by the Corporation to the County Council out of the borough fund and borough rate of the Borough in consideration of the transfer such sum as is agreed upon or as in default of agreement is settled by arbitration in manner provided by the Act of 1888.

Alteration of parishes.

Art. XXXIII.—(1) The added part of Soothill Upper shall be separated from the Parish of Soothill Upper and shall be amalgamated with the existing Township of Dewsbury.

(2) The persons who at the commencement of this Order are Guardians of the Poor representing the existing Township of Dewsbury shall continue to represent the Township of Dewsbury as if they had originally been elected to represent that Township and shall continue to hold office until the date at which they would have retired if this Order had not been made.

Provisional Orders Confirmation (No. 6) Act, 1909.

Art. XXXIV. Nothing in this Order shall affect the ecclesiastical divisions of any parish or township or shall prejudice vary or affect any right or interest in or any jurisdiction power or authority exercisable by the Charity Commissioners or by the Board of Education with respect to any charitable endowment which now is applicable for the benefit of any of the existing parishes or townships affected by this Order.

A.D. 1909.

*Dewsbury
Order.*Ecclesiastical
divisions and
charities.

Art. XXXV. Until new valuation lists are in force the portions of the valuation list of the existing Parish of Soothill Upper which relate to hereditaments in the added part of Soothill Upper shall be deemed to form part of the valuation list of the Township of Dewsbury.

Valuation
lists.

Art. XXXVI.—(1) Subject to any future revision the basis or standard of the county rate for the County shall be altered by the addition to the amount appearing therein as the total annual value of the property in the existing Township of Dewsbury of such a sum as will represent the annual value of the property in the added part of Soothill Upper.

County rate
basis.

(2) For the purposes of this Article the sum which will represent the annual value of the property in the added part of Soothill Upper shall be the amount which in relation to the amount appearing in the basis or standard of the county rate as the total annual value of the existing Parish of Soothill Upper is in the proportion which the assessable value of the property in the added part bears to the total assessable value of property in the existing parish.

(3) For the purposes of this Article assessable value means one-half of the rateable value according to the valuation list for the time being in force of the agricultural land together with the rateable value according to that list of the buildings and other hereditaments not being agricultural land in the existing parish or in the added part as the case may require.

Art. XXXVII. For the purposes of the registers of persons entitled to vote at an election of Members of Parliament of the registers of parochial electors and of jury lists the parishes or townships affected by this Order shall be deemed to continue unaltered until the new registers and lists come into operation :

Saving for
existing regis-
ters of parlia-
mentary
voters &c.

Provided that for the purposes of any election under the Act of 1894 to be held for any area affected by this Order the town clerk or the clerk of the County Council as the case may require shall if and when necessary cause the register of parochial electors to be altered in such manner as may be requisite to give effect to the provisions of this Order.

[Ch. clxii.] *Local Government Board's* [9 EDW. 7.]
Provisional Orders Confirmation (No. 6) Act, 1909.

A.D. 1909.

*Dewsbury
Order.*

Settlement
and removal
of poor.

Art. XXXVIII. For any purposes connected with the settlement and removal of the poor in relation to cases affected by this Order the following provisions shall have effect that is to say:—

- (1) Every person who at the commencement of this Order has acquired or is in the course of acquiring a settlement in the existing Township of Dewsbury or in the existing Parish of Soothill Upper by reason of any residence completed or in the course of completion of any act or thing done or in the course of being done of any status condition right or privilege acquired or created or in the course of acquisition or creation in the existing Township of Dewsbury or in the added part of Soothill Upper shall be deemed to have acquired or to be in the course of acquiring a settlement in the Township of Dewsbury as if the existing Township of Dewsbury or the added part of Soothill Upper were and had always been the Township or a part of the Township of Dewsbury:
- (2) Every person who at the commencement of this Order has acquired or is in the course of acquiring a status of irremovability from the Dewsbury Union by reason of residence in the existing Township of Dewsbury or in the added part of Soothill Upper shall be deemed to have acquired or to be in course of acquiring the like status by reason of residence in the Township of Dewsbury.

Saving for
contribution
orders.

Art. XXXIX. Notwithstanding the alteration effected in the areas of parishes or townships by this Order all contribution orders made by the Guardians of the Poor of the Dewsbury Union before the commencement of this Order shall be as valid in law as if this Order had not been made.

Arrears of
rates.

Art. XL. All arrears of rates made by the Overseers of the Poor and due or owing at the commencement of this Order in respect of hereditaments in the added part of Soothill Upper shall be collected and recovered by the Overseers of the Poor of the Township of Dewsbury.

Borrowing
powers for
purposes of
Order.

Art. XLI. For the purpose of defraying any expenses under this Order which in the opinion of the Local Government Board are properly chargeable to capital the Corporation may borrow according and subject to the provisions and restrictions of the Public Health Act 1875 and may mortgage the borough fund and borough rate or the district fund and general district rate of the Borough for the purpose of securing the repayment of any moneys so borrowed and the interest thereon Provided that all such moneys shall be repaid within such period not exceeding thirty years from the date of

borrowing the same as the Corporation with the sanction of the Local Government Board determine.

A.D. 1909.

Dewsbury Order.

For protection of Heckmondwike Urban District Council.

Art. XLII.—(1) The Corporation shall not save with the previous consent of the Urban District Council of Heckmondwike (in this Article called "the Council") in writing under their Common Seal agree to or permit any determination or variation of the agreement dated the Thirtieth day of July One thousand eight hundred and ninety-one whereby the supply of water by the Dewsbury and Heckmondwike Waterworks Board (in this Article called "the Water Board") to the Urban District of Soothill Nether is at present provided for or the agreement dated the Thirtieth day of December One thousand eight hundred and ninety-three whereby the supply of water by the Water Board to the Urban District of Ravensthorpe is at present provided for or the agreement dated the Thirty-first day of March One thousand nine hundred and seven providing for a contingent supply of water by the Water Board to the Urban District Council of Thornhill or the agreement dated the Seventh day of October One thousand nine hundred and seven providing for a contingent supply of water to the Urban District Council of Soothill Upper otherwise than in accordance with the provisions for determination thereof contained in the said agreements respectively.

(2) The Corporation shall not save with the previous consent of the Council in writing under their common seal use any water received from the Water Board in pursuance of section 88 (Dewsbury Corporation and Heckmondwike Board entitled to water in certain proportions and to be supplied) of the Dewsbury and Heckmondwike Waterworks Act 1876 for the purpose of supply within the added areas or any part thereof and except under the existing agreements mentioned in subdivision (1) of this Article no water shall at any time hereafter be taken from the Water Board for the supply of the added areas or any part thereof otherwise than under a contract or agreement between the Corporation and the Water Board with the consent of the Council in writing under their Common Seal. Provided always that if the Council shall withhold their consent to the making of any such contract or agreement the matter shall if the Corporation by notice in writing to the Council so require be referred to arbitration and in that event the question whether notwithstanding such withholding of consent such new contract or agreement shall be made shall be settled by arbitration under the Arbitration Act 1889. Provided that the arbitrator if not agreed upon shall be appointed by the Local Government Board.

Art. XLIII. In any arbitration between the Corporation and the Dewsbury Joint Hospital Board relative to any adjustment required under section 62 of the Local Government Act 1888 in consequence of the provisions of Article XXVI. (Adaptation of Dewsbury Joint Hospital

Provisions as to adjustment consequent on alteration of

A.D. 1909.

*Dewsbury
Order.*
Dewsbury
Joint Hos-
pital District.

Orders 1893 to 1907) of this Order the Urban District Council of Heckmondwike (in this Article called "the Council") shall be entitled to be represented and no such adjustment shall be made by agreement unless the Council be parties to the agreement.

Saving for
Duchy of
Lancaster.

Art. XLIV. Nothing in this Order affects prejudicially any right power privilege or exemption of the King's most Excellent Majesty in right of His Duchy of Lancaster.

Short title.

Art. XLV. This Order may be cited as the Dewsbury (Extension) Order 1909.

The SCHEDULES above referred to.

SCHEDULE A.

PART I.—LOCAL ACTS.

Session and Chapter.	Short Title.
24 & 25 Vict. c. xciv.	The Dewsbury and Batley Gas Act 1861.
36 & 37 Vict. c. clix.	The Dewsbury and Batley Corporations (Gas) Act 1873.
47 & 48 Vict. c. clxxx.	The Dewsbury Improvement Act 1884.
54 & 55 Vict. c. clxxix.	The Dewsbury Improvement Act 1891.

PART II.—CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order thereby confirmed.
50 Vict. c. viii.	The Local Government Board's Provisional Orders Confirmation (No. 6) Act 1886.	Order relating to Dewsbury dated 25th May 1886.
61 & 62 Vict. c. lxxxiv.	The Local Government Board's Provisional Orders Confirmation (No. 12) Act 1898.	The Dewsbury Order 1898.
4 Edw. 7. c. clxxxi.	The Tramways Orders Confirmation (No. 2) Act 1904.	The Dewsbury Corporation Tramways Order 1904.

[9 EDW. 7.] *Local Government Board's* [Ch. clxii.]
Provisional Orders Confirmation (No. 6) Act, 1909.

SCHEDULE B.

A.D. 1909.

PART I.—LOCAL ACTS.

*Dewsbury
Order.*

Session and Chapter.	Short Title.
19 & 20 Vict. c. xxxvi.	The Dewsbury Batley and Heckmondwike Waterworks Act 1856.
30 Vict. c. lxii.	The Dewsbury Batley and Heckmondwike Waterworks Amendment Act 1867.
39 & 40 Vict. c. clxxxv.	The Dewsbury and Heckmondwike Waterworks Act 1876.
53 & 54 Vict. c. cl.	The Dewsbury and Heckmondwike Water Act 1890.
59 Vict. c. xx.	The Dewsbury and Heckmondwike Water Act 1896.

PART II.—CONFIRMATION ACTS.

Session and Chapter.	Short Title.	Order thereby confirmed.
50 Vict. c. viii.	The Local Government Board's Provisional Orders Confirmation (No. 6) Act 1886.	Order relating to Dewsbury and Heckmondwike Waterworks Board dated 24th May 1886.
50 & 51 Vict. c. clxxx.	The Local Government Board's Provisional Orders Confirmation (No. 7) Act 1887.	Order relating to Dewsbury and Heckmondwike Waterworks Board dated 6th June 1887.

Given under the Seal of Office of the Local Government Board
this Fifteenth day of May One thousand nine hundred and
nine.

(L.S.)

JOHN BURNS President.
S. B. PROVIS Secretary.

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THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY

REPORT OF THE
COMMISSIONERS OF THE
LAND OFFICE
IN RESPONSE TO
RESOLUTION NO. 10
PASSED BY THE
GENERAL ASSEMBLY
AT ITS REGULAR SESSION
HOLDEN AT THE
CAPITOL BUILDING
AT CHICAGO
ON FEBRUARY 15, 1906
RELATIVE TO
THE
LANDS BELONGING TO
THE STATE OF ILLINOIS
AND THE
LANDS BELONGING TO
THE UNITED STATES
WHICH ARE
NOW BEING
OFFERED FOR SALE
BY THE
LAND OFFICE
OF THE
STATE OF ILLINOIS